

# FEDERAL REGISTER

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**Agencies in this issue—**

Agricultural Stabilization and  
Conservation Service  
Business and Defense Services  
Administration  
Civil Aeronautics Board  
Coast Guard  
Commodity Credit Corporation  
Consumer and Marketing Service  
Customs Bureau  
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Interior Department  
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### of the

## Code of Federal Regulations

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# Rules and Regulations

## Title 7—AGRICULTURE

### Chapter IV—Federal Crop Insurance Corporation, Department of Agriculture

[Amdt. 12]

#### PART 401—FEDERAL CROP INSURANCE

#### Subpart—Regulations for the 1969 and Succeeding Crop Years

##### COTTON ENDORSEMENT

Pursuant to the authority contained in the Federal Crop Insurance Act, as amended, the above-identified regulations are amended effective beginning with the 1969 crop year in the following respects:

The following section is added:

#### § 401.136 The cotton endorsement.

The provisions of the cotton endorsement for the 1969 and succeeding crop years are as follows:

1. *Insured crop.* The crop insured shall be American Upland lint cotton. Insurance shall not attach on acreage on which it is determined by the Corporation that cotton was (a) planted following in the same year a small grain crop which reached the heading stage, (b) planted on new ground acreage, or (c) planted in excess of the allotment, permitted acreage, or any other acreage limitation established under any program administered by the Secretary of Agriculture but destroyed by natural causes or by the insured and not considered as cotton under the provisions of such program.

2. *Annual premium.* There will be a reduction in the annual cotton premium for each insurance unit (hereinafter called "unit") of 4 percent for each full hundred acres on the unit: *Provided, however,* That the total reduction shall not exceed 20 percent.

3. *Production guarantee.* The production guarantees per acre shown on the county actuarial table (hereinafter called "actuarial table") are progressive as follows: (1) First Stage—after it is too late to plant cotton until the first blooms are shed, (2) Second Stage—after the first blooms are shed and until acreage qualifies for the third stage, or (3) Third Stage—after harvest of at least 20 percent of the pound guarantee per acre for this stage and to the end of the insurance period, except that, and notwithstanding section 6(b) of this endorsement or any other provisions of the contract, acreage on which the Corporation determines the cotton crop has been damaged to the extent that normally farmers would not further care for the crop, shall be deemed to have been destroyed at the time of such damage even though the cotton crop on such acreage was further cared for or harvested. The pound guarantee applicable to such acreage shall be that established for the stage reached by the crop at the time of such damage as determined by the Corporation.

4. *Insurance period.* Insurance on any insured acreage shall attach at the time the cotton is planted, and with respect to any portion of the crop shall cease upon removal from the field, or upon being housed, or upon either disposal or transfer of interest in un-

harvested cotton after harvest has commenced, but in no event shall insurance remain in effect later than the applicable date set forth below immediately following the beginning of the normal harvest period:

|   |          |
|---|----------|
| Alabama:  |          |
| Randolph, Clay, Talladega, Shelby, Tuscaloosa, and Pickens Counties, and all Alabama counties lying south thereof.....  | Nov. 30  |
| All other Alabama counties.....   | Dec. 15  |
| Arkansas, Missouri, and South Carolina.....   |          |
| Dec. 15   |          |
| Arizona and California.....   |          |
| Jan. 31   |          |
| Florida.....  |          |
| Nov. 30   |          |
| Georgia:  |          |
| Burke, Jefferson, Washington, Baldwin, Jones, Monroe, Lamar, Pike, Meriwether, and Troup Counties, and all Georgia counties lying south thereof.....            | Nov. 30  |
| All other Georgia counties.....   | Dec. 15  |
| Louisiana.....  |          |
| Nov. 30   |          |
| Mississippi:  |          |
| Noxubee, Winston, Attala, Holmes, Yazoo, and Issaquena Counties, and all Mississippi counties lying south thereof.....  | Nov. 30  |
| All other Mississippi counties.....   | Dec. 15  |
| Texas:  |          |
| Jackson, Victoria, Goliad, Bee, Live Oak, Atascosa, Medina, Uvalde, and Kinney Counties, and all Texas counties lying south thereof.....                        | Sept. 30 |
| Wichita, Archer, Young, Stephens, Callahan, Runnels, Tom Green, Irion, Crockett, and Terrell Counties, and all Texas counties lying north and west thereof..... | Dec. 31  |
| All other Texas counties.....   | Nov. 30  |
| Kentucky, North Carolina, New Mexico, Oklahoma, Tennessee, and Virginia.....  |          |
| Dec. 31   |          |

5. *Claims for loss.* (a) Any claim for loss on a unit shall be submitted to the Corporation, on a form prescribed by the Corporation, not later than 60 days after the time of loss. The Corporation reserves the right to provide additional time if it determines that circumstances beyond the control of either party prevent compliance with this provision.

(b) It shall be a condition precedent to the payment of any loss that the insured establish the production of the insured crop on the unit and that such loss has been directly caused by one or more of the hazards insured against during the insurance period for the crop year for which the loss is claimed, and furnish any other information regarding the manner and extent of loss as may be required by the Corporation.

(c) Losses shall be determined separately for each unit. The amount of loss with respect to any unit shall be determined by (1) multiplying the insured acreage of cotton on the unit by the applicable production guarantee per acre, which product shall be the production guarantee for the unit, (2) subtracting therefrom the total production to be counted for the unit, (3) multiplying the remainder by the applicable price for computing indemnities, and (4) multiplying the result obtained in (3) by the insured interest: *Provided,* That if for the unit the insured fails to report all of his interest or insurable acreage the amount of loss shall be determined with respect to all of his interest and insurable acreage, but

in such cases or otherwise, if the premium computed on the basis of the insurable acreage and interest exceeds the premium on the reported acreage and interest, or the acreage and interest when determined by the Corporation under section 3 of the policy, the amount of loss shall be reduced proportionately.

The total production to be counted for a unit shall be determined by the Corporation and, subject to the provisions herein-after, shall include all harvested production and any appraisals made by the Corporation for unharvested, or potential production, poor farming practices, uninsured causes of loss, or for acreage abandoned or put to another use without the consent of the Corporation: *Provided,* That the production to be counted for any acreage of cotton (1) which comprises an insurance unit or any portion thereof and is not eligible for the production guarantee for the third stage shall be the amount by which the appraised and harvested production for such acreage exceeds the difference between the production guarantee applicable for such acreage and the production guarantee applicable for the third stage, except as to the acreage referred to in the following items (2) and (3); (2) which is abandoned or put to another use without prior written consent of the Corporation shall be the production guarantee provided for such acreage; or (3) which is damaged solely by an uninsured cause shall be not less than the production guarantee provided for such acreage.

(d) The cotton stalks on any acreage with respect to which a loss is claimed shall not be destroyed until the Corporation makes an inspection.

(e) Notwithstanding paragraph (c) of this section, the total production to be counted for any unit shall not include any harvested production destroyed due to insurable causes occurring within the insurance period before being housed or removed from the field.

(f) Notwithstanding any provisions of this section for determining the production to be counted, in any case where the quality of any production of cotton is reduced solely by insured causes to the extent that the value per pound, as determined by the Corporation, is less than 75 percent of the market price at the local market at the time the loss is adjusted, for cotton of the grade, staple length, and micronaire reading shown on the actuarial table for this purpose, the number of pounds of such poor quality cotton shall be adjusted downward to the number of pounds obtained by dividing the total value of the damaged production, as determined by the Corporation, by 75 percent of the market price per pound at the local market at the time the loss is adjusted, for cotton of the grade, staple length, and micronaire reading shown on the actuarial table for this purpose.

6. *Meaning of terms.* For the purpose of insurance on cotton, the terms:

(a) "Cotton" means only a crop of American Upland cotton and does not include such cotton if planted primarily for experimental purposes.

(b) "Harvest" means the removal of seed cotton from the open cotton boll or the severance of the open cotton boll from the stalk by either manual or mechanical means.

(c) "New ground acreage" in all States except Arizona, California, and New Mexico, means acreage on which it was necessary to



remove or deaden timber and remove undergrowth to carry out established cultural practices. Pasture land, other than woodland pasture, cleared of underbrush and brought into cultivation will not be considered new ground acreage. In Arizona, California, and New Mexico, "new ground acreage" means any acreage which has not been planted to a crop in any one of the previous 3 crop years, except that acreage in tame hay or rotation pasture during the previous crop year shall not be considered new ground acreage.

(d) "Sharecropper" or "share tenant" means a person other than an owner-operator or tenant-operator who works cotton under supervision of a farm operator and is entitled to receive a share of the crop or proceeds therefrom and includes a person employed on the farm of an owner-operator or tenant-operator who receives for his labor the entire interest of such owner-operator or tenant-operator in the cotton crop, or proceeds therefrom, produced on a specified acreage of such farm (for the purpose of the contract the owner-operator or tenant-operator of the farm shall be considered to have an interest in such acreage).

(e) "Tenant-operator" or "tenant" means a person who rents land from another person for a share of the crop, or proceeds therefrom, produced on such land and is responsible for farm management with respect to the production of cotton on such acreage whether produced by his own or other person's labor.

(f) "Owner-operator" means a person who owns land and is responsible for farm management with respect to the production of cotton on such acreage whether produced by his own or other person's labor. Land rented for cash or a fixed commodity payment shall be considered owned by the lessee.

7. Cancellation and termination for indebtedness dates. (a) For each year of the contract the cancellation date shall be the December 31 (September 30 in Aransas, Refugio, Bee, Live Oak, McMullen, La Salle, and Dimmit Counties and all Texas counties lying south thereof) immediately preceding the beginning of the crop year for which the cancellation is to become effective.

(b) For each year of the contract the termination date for indebtedness shall be the following applicable date immediately preceding the beginning of the crop year for which the termination is to become effective:

|  |         |
|--|---------|
| <b>Alabama:</b>  |         |
| Randolph, Clay, Talladega, Shelby, Tuscaloosa, and Pickens Counties, and all Alabama Counties lying south thereof.....                               | Apr. 10 |
| All other Alabama counties.....  | Apr. 20 |
| Arizona and California.....  | Mar. 31 |
| Arkansas and South Carolina.....   | Apr. 20 |
| Florida and Louisiana.....   | Apr. 10 |
| <b>Georgia:</b>  |         |
| Burke, Jefferson, Washington, Baldwin, Jones, Monroe, Lamar, Pike, Meriwether, and Troup Counties, and all Georgia counties lying south thereof..... | Apr. 10 |
| All other Georgia counties.....  | Apr. 20 |
| Kentucky, Missouri, and Tennessee.....   | Apr. 25 |
| <b>Mississippi:</b>  |         |
| Hinds, Jefferson Davis, and Madison counties.....  | Apr. 10 |
| All other Mississippi counties.....  | Apr. 20 |
| New Mexico.....  | Apr. 15 |
| <b>North Carolina:</b>   |         |
| Robeson, Hoke, Cumberland, Iredell, Lincoln, Mecklenberg, Cleveland, and Rutherford Counties.....  | Apr. 15 |
| All other North Carolina counties.....   | Apr. 30 |
| Oklahoma and Virginia.....   | Apr. 30 |

#### Texas:

|   |         |
|---|---------|
| Childress, Cottle, King, Stonewall, Fisher, Scurry, Borden, Dawson, and Gaines Counties, and all Texas counties lying north and west thereof..... | Apr. 30 |
| Aransas, Refugio, Bee, Live Oak, McMullen, La Salle, and Dimmit Counties, and all Texas counties lying south thereof.....                         | Jan. 31 |
| Goliad, Calhoun, Victoria, and Jackson Counties.....  | Feb. 28 |
| Reeves, Ward, Pecos, and Terrell Counties, and all Texas counties lying south and west thereof.....   | Apr. 15 |
| All other Texas counties.....   | Mar. 31 |

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

Adopted by the Board of Directors on May 27, 1968.

[SEAL] EARL H. NIKKEL,  
Secretary, Federal Crop  
Insurance Corporation.

Approved: May 31, 1968.

JOHN A. SCHNITTKER,  
Acting Secretary.

[F.R. Doc. 68-6669; Filed, June 5, 1968;  
8:47 a.m.]

### Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture

[Valencia Orange Reg. 242]

### PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

#### Limitation of Handling

#### § 908.542 Valencia Orange Regulation 242.

(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under

the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on June 4, 1968.

(b) Order. (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period June 7, 1968, through June 13, 1968, are hereby fixed as follows:

- (i) District 1: 90,000 cartons;
- (ii) District 2: 225,000 cartons;
- (iii) District 3: 50,000 cartons.

(2) As used in this section, "handled," "handler," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: June 5, 1968.

FLOYD F. HEDLUND,  
Director, Fruit and Vegetable  
Division, Consumer and Mar-  
keting Service.

[F.R. Doc. 68-6779; Filed, June 5, 1968;  
11:24 a.m.]

## Title 14—AERONAUTICS AND SPACE

### Chapter I—Federal Aviation Administration, Department of Transportation

[Airspace Docket No. 68-SW-32]

### PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

#### Alteration of Federal Airway

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to restore V-22 to a standard width airway between Tibby, La., and Dog Intersection.



V-22 is designated in part from Tibby via Harvey, La., to the INT of Harvey 073° and Brookley, Ala., 240° radials, and is reduced to 3 nautical miles on the north side from 20 miles east of Tibby to 25 miles east of Harvey. This deviation from a standard width airway was taken at the request of the Department of the Navy to accommodate arrival and departure procedures at NAS New Orleans, La. The Department of the Navy has informed the agency that there is no longer a requirement for the restrictions and recommends that the airway be restored to its standard width. Such action is taken herein.

The segment of V-22 under consideration is within designated controlled airspace and the action taken herein will not result in the assignment of new airspace.

Since this amendment is minor in nature and will result in no increase in assigned airspace, the Administrator has determined that notice and public procedure thereon is unnecessary. However, since it is necessary to allow sufficient time for appropriate changes to be made to aeronautical charts, this amendment will become effective more than 30 days after publication.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0901 G.m.t., July 25, 1968, as hereinafter set forth.

Section 71.123 (33 F.R. 2009) is amended as follows:

In V-22 all between "12 AGL Tibby, La.;" and "12 AGL Brookley;" is deleted and "12 AGL Harvey, La., 12 AGL INT Harvey 073° and Brookley, Ala., 240° radials;" is substituted therefor.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on May 28, 1968.

H. B. HELSTROM,  
Chief, Airspace and Air  
Traffic Rules Division.

[F.R. Doc. 68-6663; Filed, June 5, 1968; 8:47 a.m.]

[Airspace Docket No. 68-SO-24]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

On April 20, 1968, a notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 6130), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Cheraw, S.C., transition area.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., July 25, 1968, as hereinafter set forth.

In § 71.181 (33 F.R. 2137), the following transition area is added:

CHERAW, S.C.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Cheraw Municipal Airport (lat. 34°42'45" N., long. 79°57'35" W.); within 2 miles each side of the Chesterfield VOR 079° radial extending from the 5-mile radius area to the VOR.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348(a))

Issued in East Point, Ga., on May 23, 1968.

GORDON A. WILLIAMS, Jr.,  
Acting Director, Southern Region.

[F.R. Doc. 68-6664; Filed, June 5, 1968; 8:47 a.m.]

## Title 19—CUSTOMS DUTIES

### Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 68-146]

### PART 13—EXAMINATION, MEASUREMENT, AND TESTING OF CERTAIN PRODUCTS

#### Importation of Petroleum and Petroleum Products in Bulk; Approval of Licensed Public Gaugers

A notice of proposed rule making to amend § 13.10 of the Customs Regulations (19 CFR 13.10) to prescribe the standards and procedural requirements for approval of public gaugers and to simplify the bonding procedure was published in the FEDERAL REGISTER for April 3, 1968 (33 F.R. 5303). Interested persons were given an opportunity to submit written comments, suggestions, or objections regarding the proposed regulations. No objections have been received.

The proposed regulations are accordingly adopted without change as follows:

Section 13.10(a) is amended as follows:

The last sentence of subdivision (ii) of subparagraph (2) is amended to read: "Application for such approval shall be made in accordance with subparagraph (5) of this paragraph."

Subparagraphs (3) and (4) of § 13.10(a) are deleted and the following is substituted therefor:

(3) The district director of customs is authorized to approve, for each such licensed public gauger in his district, general or specific procedures to be followed by the public gauger at each of the discharging facilities in the district.

(4) The Bureau will approve, for customs purposes, a licensed public gauger whose operations conform to the following requirements:

(i) All measuring and testing devices in use are maintained in first class condition. Each device is calibrated before the first use, and checked at regular intervals thereafter, against standards whose accuracy is traceable to standards issued by the National Bureau of Standards. In making calibrations and checks, the applicable methods of the American Society

for Testing and Materials or the American Petroleum Institute are used.

(ii) All gauging, testing, and sampling procedures are in conformance with published industry standards, such as those of the American Petroleum Institute or the American Society for Testing and Materials, and will conform to such specific procedures as may be required by the district director of customs in accordance with the provisions of subparagraph (3) of this paragraph.

(iii) All gaugers who are authorized to sign gauging reports have a minimum of 6 months' on-the-job training and experience.

(iv) The licensed public gauger will promptly investigate any apparent irregularities, procedural difficulties, or indications of systematic bias called to his attention by the district director and will immediately take corrective measures, where indicated.

(5) Any licensed public gauger desiring approval by the Bureau in accordance with subdivision (ii) of subparagraph (2) of this paragraph shall submit an application, which may be in the form of a letter, setting forth his qualifications in detail and affirming that he will comply with the provisions of subparagraphs (3) and (4) of this paragraph.

(i) The application shall state the applicant's principal place of business and the district(s) for which approval is requested and be addressed to the Commissioner of Customs, Bureau of Customs, Washington, D.C. 20226.

(ii) The application must contain, or be accompanied by, a written agreement to avoid conflict-of-interest situations, reading substantially as follows:

As one of the conditions for the approval of this application, I undertake and agree to have no financial interest in or other connection (except for acceptance of the usual fees for gauging services) with any business or other activity, which might be considered to affect the unbiased performance of my duties as a public gauger for customs purposes in accordance with the standards and procedures approved by the Bureau of Customs.

(iii) Each application shall be accompanied by a bond in the amount of \$10,000 to insure that the gauging will be in conformance with the approved standards and procedures, and with such general or specific procedures as may be required by a district director of customs for each of the discharging facilities in his district. The form of the required bond will be available from any district director of customs.

(iv) The Commissioner will direct the Customs Agency Service to make such investigation as he deems necessary to determine the applicant's fitness and reputation, and to verify the correctness of the statements made in the application. The applicant will be advised of the approval of his application, or, if disapproved, of the reasons for such action. An approval may be revoked by the Commissioner of Customs for failure to comply with any of the provisions of this § 13.10(a). Notice of approvals or revocations of approval will be published



from time to time in the weekly Customs Bulletin.

(80 Stat. 379, R.S. 251, sec. 624, 46 Stat. 759; 5 U.S.C. 301, 19 U.S.C. 66, 1624)

**Effective date.** This amendment shall become effective 30 days following the date of publication in the FEDERAL REGISTER.

[SEAL] EDWIN F. RAINS,  
Acting Commissioner of Customs.

Approved: May 27, 1968.

MATTHEWS J. MARKS,  
Acting Assistant Secretary.

[F.R. Doc. 68-6672; Filed, June 5, 1968;  
8:48 a.m.]

## Title 31—MONEY AND FINANCE: TREASURY

### Chapter II—Fiscal Service, Department of the Treasury

#### SUBCHAPTER A—BUREAU OF ACCOUNTS

[Dept. Cir. 297, Supp. 6]

### PART 223—SURETY COMPANIES DOING BUSINESS WITH THE UNITED STATES

#### Issuance of Certificates of Authority

The annual renewal date for Certificates of Authority issued to surety companies is being extended from June 1 to July 1, effective with the certificates which would otherwise expire on May 31, 1969. Accordingly, § 223.3 of Subchapter A, Chapter II of Title 31 of the Code of Federal Regulations is hereby revised to read as follows:

#### § 223.3 Issuance of certificates of authority.

If, from the evidence submitted in the manner and form herein required, the Secretary of the Treasury shall be satisfied that such company has authority under its charter or articles of incorporation to do the business provided for by the Act referred to in § 223.1, and if the Secretary of the Treasury shall be satisfied from such company's financial statement and from any further evidence or information he may require, and from such examination of the company, at its own expense, as he may cause to be made, that such company has a capital fully paid up in cash of not less than \$250,000, is solvent and financially and otherwise qualified to do the business provided for in said Act, and is able to keep and perform its contracts, he will, subject to the further conditions herein contained, issue a certificate of authority to such company, under the seal of the Treasury Department, to qualify as surety on obligations permitted or required by the laws of the United States to be given with one or more sureties, for a term expiring on the last day of June next following. A new certificate of authority shall, so long as the company remains qualified under

the law and the regulations in this part, be issued annually on the first day of July. All certificates of authority and the underwriting limitations established in connection therewith which would otherwise expire on May 31, 1969, are hereby extended to June 30, 1969.

Dated: May 31, 1968.

[SEAL] JOHN K. CARLOCK,  
Fiscal Assistant Secretary.

[F.R. Doc. 68-6673; Filed, June 5, 1968;  
8:48 a.m.]

## Title 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter II—Corps of Engineers, Department of the Army

#### PART 204—DANGER ZONE REGULATIONS

##### Atlantic Ocean Off Delaware Coast

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1) and Chapter XIX of the Army Appropriations Act of July 9, 1918 (40 Stat. 892; 33 U.S.C. 3), § 204.25 is hereby amended, changing the caption and amending paragraph (b) (1) and (7) changing to local time the periods of use of the firing area and changing the name of the enforcing agency, respectively, effective 30 days after publication in the FEDERAL REGISTER, as follows:

#### § 204.25 Atlantic Ocean off Delaware Coast; antiaircraft artillery firing area, First U.S. Army.

(b) *The regulations.* (1) All firing during the months of October to May, inclusive, will be conducted between 8 a.m. and 4 p.m., local time. Scheduled firing during the months June to September, inclusive, will be conducted between 12 noon and 6 p.m., local time. Certain firing may be conducted, however, between 8 a.m. and 12 noon during this latter period and will be rounds fired at fixed points for settling weapons, testing and verification purposes only in accordance with established Department of the Army Safety Regulations, and will involve no restrictions on navigation. No firing will be conducted during hours of darkness.

(7) This section shall be enforced by the Commanding General, 1st U.S. Army, Fort George G. Meade, Md., and such agencies as he may designate.

[Regs., May 10, 1968, ENGOW-ON] (Sec. 7, 40 Stat. 266, Chap. XIX, 40 Stat. 892; 33 U.S.C. 1, 3)

For the Adjutant General.

J. W. HURD,  
Colonel, AGC, Comptroller, TAGO.

[F.R. Doc. 68-6639; Filed, June 5, 1968;  
8:45 a.m.]

#### PART 204—DANGER ZONE REGULATIONS

##### San Pablo Bay, Calif.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 204.216 establishing and governing the use and navigation of a danger zone in San Pablo Bay, California, is hereby amended with respect to "NOTE" at the end of paragraph (a) to extend the period of use, as follows:

#### § 204.216 San Pablo Bay, Calif.; gunnery range, U.S. Naval Schools Command, Mare Island, Vallejo.

(a) \* \* \*

NOTE: The danger zone shall be used until June 2, 1969, after which it shall be subject to review to determine the further need thereof.

[Regs., May 20, 1968, 1507-32 (San Pablo Bay, Calif.)-ENGOW-ON] (Sec. 7, 40 Stat. 266; 33 U.S.C. 1)

For the Adjutant General.

J. W. HURD,  
Colonel, AGC, Comptroller, TAGO.

[F.R. Doc. 68-6640; Filed, June 5, 1968;  
8:45 a.m.]

#### PART 207—NAVIGATION REGULATIONS

##### Puget Sound Area, Wash.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 207.750 is hereby amended with respect to paragraph (g) adding subparagraph (16) to govern navigation over the salt water barrier at east end of the large lock of the Hiram M. Chittenden Locks, Lake Washington Ship Canal, Wash., effective 30 days after publication in the FEDERAL REGISTER, as follows:

#### § 207.750 Puget Sound Area, Wash.

(g) *Lake Washington Ship Canal; use, administration and navigation.* \* \* \*

(16) *Operation of salt water barrier in the large lock of the Hiram M. Chittenden Locks.* (i) A salt water barrier is installed across the east end of the large lock. This barrier, while in the depressed position, reduces the depth of the water available at the east end of this chamber from 36 feet to 33.75 feet at low lake elevation (20 feet above MLLW). In the raised position, the depth of water will be reduced to 16 feet. In comparison, the depth of water available for navigation at the west end of the large lock chamber is 29 feet at mean lower low water. The purpose of this barrier is to reduce salt water intrusion into Lake Washington through normal operations of the locks.

(ii) The least depth of water available over the barrier when raised will be shown on signs placed near the ends of the guide piers to the large lock. A yellow light mounted on these signs will be lighted only while the barrier is in a raised position.



(iii) Vessels transiting the lock from east to west having draft requirements that exceed the water depth available over the barrier will advise the lockmaster by sounding one long and two short blasts of a horn or whistle. When the yellow light is extinguished on the signboard, the operator of the vessel may assume the barrier has been lowered.

(iv) Vessels transiting the lock from west to east having draft requirements that exceed the depth available over the intrusion barrier will advise the lockmaster by sounding one long and two short blasts of a horn or whistle. A yellow light mounted on a standard on the south lock wall and opposite the intrusion barrier will be lighted only when the barrier is in the raised position.

(v) It shall be the responsibility of the vessel operator to satisfy himself of the position of this barrier prior to passing over it.

[Regs., May 15, 1968, 1507-32 (Puget Sound Area, Wash.)-ENGOW-ON] (Sec. 7, 40 Stat. 266; 33 U.S.C. 1)

For the Adjutant General.

J. W. HURD,  
Colonel, AGC, Comptroller, TAGO.

[F.R. Doc. 68-6641; Filed, June 5, 1968; 8:45 a.m.]

## Title 39—POSTAL SERVICE

### Chapter I—Post Office Department

#### PART 742—CODE OF ETHICAL CONDUCT

##### Use of Intoxicating Liquor and Narcotics

In § 742.735-29, present paragraphs (h) and (i) are deleted and a new paragraph (h) is inserted in lieu thereof to update the Department's regulations concerning its Code of Ethical Conduct. As these revisions do not affect substantive rights public rule making procedures, advanced notice, or a delayed effective date are unnecessary.

Accordingly, paragraph (h) now reads as follows:

##### § 742.735-29 Other conduct by employees.

(h) *Personnel*—(1) *Use of intoxicating liquor*. Employees shall not drink beer, wine, or other intoxicating liquor while on duty and shall at no time use intoxicants to excess. Employees must not drink intoxicating liquor in public places while in uniform. Any employee who becomes intoxicated while on duty or who is addicted to intemperance may be removed from the service.

(2) *Use of narcotics*. Addiction to narcotics is grounds for removal from the service.

(i) [Deleted]

NOTE: The corresponding Postal Manual section is 742.298.

(5 U.S.C. 301, 39 U.S.C. 501; Executive Order 11222)

TIMOTHY J. MAY,  
General Counsel.

MAY 31, 1968.

[F.R. Doc. 68-6677; Filed, June 5, 1968; 8:48 a.m.]

## Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

### Chapter 8—Veterans Administration

#### PART 8-4—SPECIAL TYPES AND METHODS OF PROCUREMENT

##### Contracts for Architect-Engineer or Professional Engineering Services

1. In § 8-4.5002, paragraph (c) is amended to read as follows:

§ 8-4.5002 The Central Office Architect-Engineer Selection and Negotiation Board.

(c) The Architect-Engineer Selection and Negotiation Board and the selected firm will negotiate the terms of a contract for the services required. If a satisfactory agreement cannot be reached, the negotiations will be terminated and a new selection made. (See § 8-75.201-2 for authority to execute, award and administer architectural and engineering contracts.)

2. Section 8-4.5003-3 is revised to read as follows:

##### § 8-4.5003-3 Exception.

Standard Form 251 need not be obtained for contracts for professional engineering services costing less than \$1,500. In these cases, the procedures set forth in §§ 8-4.5003-1 (b), (d) through (g) and 8-4.5003-2(c) will not apply. Such contracts will be negotiated under the authority of FPR 1-3.203. When an acceptable agreement is reached, a contract will be executed by the station contracting officer.

(Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c); sec. 210(c), 72 Stat. 1114, 38 U.S.C. 210(c))

These regulations are effective immediately.

Approved: May 31, 1968.

By direction of the Administrator.

[SEAL] A. W. STRATTON,  
Deputy Administrator.

[F.R. Doc. 68-6676; Filed, June 5, 1968; 8:48 a.m.]

## Title 50—WILDLIFE AND FISHERIES

### Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

#### SUBCHAPTER B—HUNTING AND POSSESSION OF WILDLIFE

##### PART 10—MIGRATORY BIRDS

##### Hunting Seasons for Puerto Rico and the Virgin Islands

On page 6298 of the FEDERAL REGISTER of Thursday, April 25, 1968 (33 F.R. 6298), there was published a notice of proposed rule making to issue regulations governing the hunting of doves, pigeons, ducks, coots, gallinules, and Wilson's snipe in Puerto Rico; and for doves in the Virgin Islands.

All interested persons were invited to submit written comments, suggestions, or objections to the Director, Bureau of Sport Fisheries and Wildlife, Washington, D.C. 20240, within 30 days of the date of publication of the notice. No objections were received. All comments and suggestions received have been considered.

Accordingly, Title 50, Part 10, § 10.52, Code of Federal Regulations is revised to read:

##### § 10.52 Migratory game bird hunting seasons for Puerto Rico and the Virgin Islands.

###### (a) Puerto Rico.

|                                      | Doves <sup>1</sup>   | Pigeons <sup>1</sup>                         |
|--------------------------------------|--|--|
| Daily bag limit <sup>1</sup> .....   | 15 singly or in the aggregate of all species.                    | 8 singly or in the aggregate of all species. |
| Possession limit <sup>1</sup> .....  | 23 doves and pigeons, singly or in the aggregate of all species. |  |
| Open season dates <sup>2</sup> ..... | July 6-Sept. 13, 1968, inclusive.                                |  |
| Shooting hours.....                  | One-half hour before sunrise until sunset daily.                 |  |

<sup>1</sup> On Mona Island, the daily bag and possession limit on doves and pigeons is 15, singly or in the aggregate of all species.

<sup>2</sup> No open season is prescribed for doves or pigeons on Culebra Island.

###### (b) Puerto Rico.

|                       | Ducks  | Coots | Gallinules | Common snipe (Wilson's) |
|-----------------------|--|-------|------------|-------------------------|
| Daily bag limit.....  | 4  | 6     | 8          | 8                       |
| Possession limit..... | 8  | 12    | 16         | 16                      |
| Shooting hours.....   | One-half hour before sunrise until sunset daily. |       |            |                         |



## RULES AND REGULATIONS

Open season dates<sup>1,2</sup>. Dec. 7, 1968-Jan. 26, 1969, inclusive.

<sup>1</sup> Check Commonwealth regulations for additional restrictions.

<sup>2</sup> No open season for waterfowl is prescribed for Culebra Island.

<sup>3</sup> The season on Bahama pintail is closed by Commonwealth law.

(c) *Virgin Islands.*

*Doves*

|                                     |   |
|-------------------------------------|---|
| Daily bag limit.....                | 10 singly or in the aggregate of all species. |
| Possession limit.....               | 10 singly or in the aggregate of all species. |
| Open season dates <sup>1,2</sup> .. | August 1-October 9, 1968, inclusive.          |
| Shooting hours.....                 | One-half hour before sunrise to sunset daily. |

<sup>1</sup> No open season prescribed for pigeons in Virgin Islands.

<sup>2</sup> See Territorial regulations for any additional restrictions.

Waterfowl—No open season is prescribed for Waterfowl, Coots, Gallinules and Wilson's Snipe in the Virgin Islands.

(Sec. 3, 40 Stat. 755 as amended; 16 U.S.C. 704)

*Effective date.* This amendment shall become effective July 1, 1968.

ABRAM V. TUNISON,  
*Acting Director, Bureau of  
Sport Fisheries and Wildlife.*

[F.R. Doc. 68-6656; Filed, June 5, 1968;  
8:46 a.m.]



# Proposed Rule Making

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### [ 14 CFR Part 71 ]

[Airspace Docket No. 68-SW-36]

#### CONTROL ZONE

##### Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to alter the McAllen, Tex., control zone. This alteration will provide airspace protection for aircraft executing an amended DF instrument approach procedure and correct the coordinates of the McAllen RBN. The revised control zone extension is based on a 309° true (300° magnetic) bearing from the DF antenna.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Administration, Post Office Box 1689, Fort Worth, Tex. 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Tex. An informal docket will also be available for examination at the Office of the Chief, Air Traffic Division.

The McAllen, Tex., control zone is described in § 71.171 (33 F.R. 2102).

It is proposed to amend Part 71 of the Federal Aviation Regulations as herein-after set forth.

In § 71.171 (33 F.R. 2102) the McAllen, Tex., control zone is amended, in part, by deleting " \* \* \* lat. 26°12'20" N., long. 98°16'05" W. \* \* \* lat. 26°12'20" N., long. 98°16'05" W. \* \* \* 319° \* \* \* " and substituting therefor, " \* \* \* lat. 26°12'29" N., long. 98°16'15" W. \* \* \* lat. 26°12'29" N., long. 98°16'15" W. \* \* \* 309° \* \* \* "

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Fort Worth, Tex., on May 23, 1968.

A. L. COULTER,  
Acting Director, Southwest Region.

[F.R. Doc. 68-6665; Filed, June 5, 1968;  
8:47 a.m.]

#### [ 14 CFR Part 71 ]

[Airspace Docket No. 68-CE-49]

#### TRANSITION AREA

##### Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to designate a transition area at Fairfield, Iowa.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief.

Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106.

A new public use instrument approach procedure has been developed for the Fairfield, Iowa, Municipal Airport, utilizing a city-owned radio beacon as a navigational aid. Consequently, it is necessary to provide controlled airspace by designating a transition area at Fairfield, Iowa. The new procedure will become effective concurrently with the designation of the transition area.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

In § 71.181 (33 F.R. 2137), the following transition area is added:

#### FAIRFIELD, IOWA

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Fairfield Municipal Airport (latitude 41°03'00" N., longitude 91°58'30" W.); and within 2 miles each side of the 196° bearing from Fairfield Municipal Airport, extending from the 5-mile radius area to 11 miles south of the airport; and that airspace extending upward from 1,200 feet above the surface within 5 miles west and 8 miles east of the 196° bearing from Fairfield Municipal Airport, extending from the airport to 15 miles south of the airport, excluding the portion which overlies the Ottumwa, Iowa, transition area.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued at Kansas City, Mo., on May 21, 1968.

DANIEL E. BARROW,  
Acting Director, Central Region.

[F.R. Doc. 68-6666; Filed, June 5, 1968;  
8:47 a.m.]

#### [ 14 CFR Part 71 ]

[Airspace Docket No. 68-SO-38]

#### CONTROL ZONES AND TRANSITION AREA

##### Proposed Revocation, Designation, and Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations that would revoke the Jacksonville, Fla. (Thomas Cole Imeson Airport), control zone, designate the Jacksonville, Fla. (Jacksonville International Airport), control zone, and alter the 700-foot floor portion of the Jacksonville, Fla., transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Area Manager, Miami Area Office, Attention: Chief, Air Traffic Branch, Federal Aviation Administration, Post Office Box 2014, AMF Branch, Miami, Fla. 33159. All communications received within twenty-one days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Branch. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposals



contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Southern Regional Office, Federal Aviation Administration, Room 724, 3400 Whipple Street, East Point, Ga.

A new Jacksonville International Airport is scheduled to become operational on or following September 1, 1968. This new airport will replace the Jacksonville (Thomas Cole Imeson) Airport. In conjunction with the opening of International Airport, aeronautical activities, facilities and services will be discontinued at Thomas Cole Imeson Airport and established at the International Airport. The move of aeronautical activities, facilities and services from Thomas Cole Imeson to International Airport requires a concurrent change to the designated terminal airspace for the protection of IFR operations and procedures proposed at the International Airport and for the protection of the current AL-208-VOR-1 instrument approach procedure for Craig Municipal Airport. The designated terminal airspace for the protection of IFR operations and procedures at Thomas Cole Imeson Airport would be revoked concurrently.

In consideration of the foregoing, the controlled airspace in the Jacksonville, Fla., terminal area is proposed to be amended as follows:

1. The Jacksonville, Fla. (Thomas Cole Imeson Airport), control zone described in § 71.171 (33 F.R. 2058 and 6913) would be revoked.

2. The Jacksonville, Fla. (International Airport), control zone would be added in § 71.171 (33 F.R. 2058) as follows:

Within a 5-mile radius of Jacksonville International Airport (lat. 30°29'16" N., long. 81°41'20" W.); within 2 miles each side of the Jacksonville VORTAC 284° radial, extending from the 5-mile radius zone to 2 miles west of the VORTAC.

3. The Jacksonville, Fla., transition area (700-foot floor portion), described in § 71.181 (33 F.R. 2137 and 6913) would be altered to read:

That airspace extending upward from 700 feet above the surface within an 8-mile radius of Jacksonville International Airport (lat. 30°29'16" N., long. 81°41'20" W.); within an 8-mile radius of NS Mayport (lat. 30°23'30" N., long. 81°25'25" W.); within 2 miles each side of the Navy Mayport TACAN 041° radial, extending from the NS Mayport 8-mile radius area to 12 miles northeast of the TACAN; within a 5-mile radius of Craig Municipal Airport (lat. 30°20'10" N., long. 81°30'50" W.); within 2 miles each side of the Jacksonville VORTAC 160° radial, extending from the 5-mile radius area to the VORTAC; within an 8-mile radius of NAS Jacksonville (lat. 30°14'10" N., long. 81°40'40" W.); within an 8-mile radius of NAS Cecil Field (lat. 30°13'05" N., long. 81°52'45" W.);

The terminal airspace at NS Mayport, NAS Jacksonville, and NAS Cecil Field, Jacksonville, Fla., would not be changed by this proposal. However, the proposed Jacksonville transition area with a floor of 700 feet is shown in its entirety on the

attached portion of an aeronautical chart.

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)).

Issued in East Point, Ga., on May 23, 1968.

GORDON A. WILLIAMS, Jr.,  
Acting Director, Southern Region.

[F.R. Doc. 68-6667; Filed, June 5, 1968;  
8:47 a.m.]

## CIVIL AERONAUTICS BOARD

[ 14 CFR Part 378 ]

[SPDR-13; Docket No. 19930]

### INCLUSIVE TOURS BY TOUR OPERATORS

#### Free Transportation for Employees and Families

JUNE 3, 1968.

Notice is hereby given that the Civil Aeronautics Board has under consideration a proposed amendment of Part 378 of the special regulations to permit tour operators to provide free transportation for their employees and families on inclusive tours. This regulation is proposed under authority of sections 101(3), 204 (a), and 401 of the Federal Aviation Act of 1958, as amended (72 Stat. 737, 49 U.S.C. 1301; 72 Stat. 743, 49 U.S.C. 1324; 72 Stat. 754, as amended by 76 Stat. 143, 49 U.S.C. 1371).

Interested persons may participate in the proposed rule making through submission of twelve (12) copies of written data, views, or arguments pertaining thereto, addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428. All relevant matter in communications received on or before July 8, 1968, will be considered by the Board before taking action. Copies of communications will be available for examination by interested persons upon receipt in the Docket Section of the Board, Room 712 Universal Building, 1825 Connecticut Avenue NW., Washington, D.C.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

**Explanatory statement.** Part 378 authorizes tour operators to perform inclusive-tour charters as defined therein by chartering an entire aircraft with the air carriage portion of the tour being provided by a supplemental air carrier or a foreign charter carrier. A question has arisen as to whether a tour operator may provide free or reduced-rate transportation on a space-available basis for its employees, officers and directors and the parents and immediate families of such persons on inclusive-tour charters performed by it. While the regulation (Part 378) at present does not specifically permit a tour operator to grant free or reduced-rate transportation to such classes of persons, it has been suggested that a

tour operator as an indirect carrier within the definition of air carrier in section 101(3) of the Act<sup>1</sup> is an "air carrier" within the meaning of the second sentence of section 403(b) of the Act<sup>2</sup> and therefore has a statutory right to provide free or reduced-rate transportation to its directors, officers and employees and their immediate families pursuant to the Board's regulation<sup>3</sup> on free and reduced-rate transportation by air carriers.

We need not resolve the legal question at this time, since, in the view we take of the matter, it becomes a question of policy determination under the Board's power to relieve indirect air carriers from any provision of the Act pursuant to section 101(3), and its power to attach reasonable terms and conditions to authority which is granted.

It is clear that a person who is a tour operator may pay the applicable tariff charges for chartering an aircraft and perform a single-entity charter under applicable Board regulations<sup>4</sup> for its own employees and provide such employees with air transportation without charge. The Board knows of no reason why the same person, when performing an inclusive tour as a tour operator under Part 378, should not be able to utilize unused space on the aircraft used in connection with such tours for the carriage of its own employees without charge. We do not believe that the carriage of such persons would derogate from the essential group nature of inclusive tours, any more than the carriage by supplemental air carriers of their own employees on single entity or pro rata charter flights (with the consent of the charterer) is inconsistent with the charter concept of carriage under the Act. Moreover, the grant of such authority is not inconsistent with the policy of section 403(b), which permits air carriers generally to provide free or reduced-rate transportation to their employees. Accordingly, we tentatively find and conclude that tour operators in performing inclusive-tour

<sup>1</sup>Section 101(3) of the Act defines "air carrier" as "any citizen of the United States who undertakes, whether directly or indirectly by a lease or any other arrangement, to engage in air transportation: Provided, That the Board may by order relieve air carriers who are not directly engaged in the operation of aircraft in air transportation from the provisions of this Act to the extent and for such periods as may be in the public interest." The proviso pertains to indirect air carriers, one class of which are tour operators under Part 378.

<sup>2</sup>The second sentence of section 403(b) of the Act reads, in part, as follows: "Nothing in this Act shall prohibit such air carriers . . . , under such terms and conditions as the Board may prescribe, from issuing or interchanging tickets or passes for free or reduced-rate transportation to their directors, officers, and employees . . . , the parents and immediate families of such officers and employees, and the immediate families of such directors; . . ."

<sup>3</sup>Part 223, Tariffs of Air Carriers; Free and Reduced-Rate Transportation.

<sup>4</sup>Parts 208 or 295, if the air transportation is performed by a supplemental air carrier; Part 214, if the air transportation is performed by a foreign charter carrier.



charters under Part 378 may provide free or reduced-rate transportation to their employees and families<sup>6</sup> on such inclusive-tour charter flights. We propose to accomplish this by amending the definition of "inclusive tour group" in Part 378 (§ 378.2(c)).

**Proposed rule.** The Civil Aeronautics Board proposes to modify Part 378 of the Special Regulations (14 CFR Part 378) by amending the definition of "inclusive tour group" in § 378.2(c) to read as follows:

#### § 378.2 Definitions.

(c) An "inclusive tour group" means an aggregate of persons who are assembled by a tour operator for the purpose of participation as a single unit in an inclusive tour: *Provided, however,* That nothing contained herein shall preclude a tour operator from utilizing any unused space on an aircraft chartered by it for an inclusive tour, for the transportation, on a free or reduced-rate basis, of such tour operator's employees, directors, and officers, and the parents and immediate families of such persons, subject to the provisions of Part 223 of this subchapter.

[F.R. Doc. 68-6683; Filed, June 5, 1968; 8:49 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 73]

[Docket No. 17873]

### STANDARD BROADCAST STATIONS OPERATED BY REMOTE CONTROL

#### Transmission of Telemetry Signals; Order Extending Time for Filing Comments and Reply Comments

In the matter of amendment of Part 73 of the Commission rules and regulations to permit standard broadcast stations operated by remote control to transmit telemetry signals directly related to the technical operation of the broadcast station; Docket No. 17873, RM-320.

1. The above-entitled matter is the subject of a notice of proposed rule making, adopted November 15, 1967, which sets dates of December 26, 1967, and January 5, 1968, for receiving comments and reply comments, respectively. By subsequent orders, filing periods were extended for comments until May 27, 1968, and for reply comments until June 5, 1968.

2. The last extension was given in response to a petition filed by Radio Corporation of America, which requested an additional period of time in which to conduct field tests to determine the effect of telemetry signal transmission on the reception of high fidelity AM receivers.

<sup>6</sup> Including directors and officers of such tour operators and their immediate families.

3. We now have before us a petition filed May 24, 1968, by the Consumer Products Division of Electronics Industries Association (EIA), requesting a further extension of the period for filing comments in this proceeding for a full year—until May 27, 1969. In support of this request, EIA states its belief that telemetry transmission with the proposed parameters "results in disturbing nonprogram output when listened to on table receivers, component receivers, and console receivers with 'good' electrical and acoustic response", and that "many of the current large volume production model radios and consoles would be severely affected". Laboratory tests made by some of its members, states EIA, indicated that telemetry signals of 2 percent modulation (as contrasted to the 10 percent modulation figure proposed) might be acceptable. However, it suggests that under actual on-the-air conditions even this degree of modulation might have objectionable effects.

4. The petitioner therefore believes that further extensive field testing and measurements are necessary "to determine what percentage of modulation by remote control tone signal might accomplish the desired end and yet lessen the likelihood of interference to normal reception. Other more complex modulation methods might also be considered for which the receiver would be less responsive".

5. We do not consider that EIA has furnished sufficient justification for an extension of time of the length it requests. As we interpret its position, EIA has at least tentatively concluded that a telemetry system operating pursuant to the proposed rules would not be satisfactory, and desires a further extensive period of time for the principal purpose of developing a more satisfactory system, since it seems unlikely that a full year should be required simply to determine what percentage of modulation of the telemetry signal could be employed consistent with reliable operation of the system and a minimum of undesirable effects. We believe it to be in the public interest to grant an extension of sixty days for such further tests as EIA may desire to make of a system operating within the parameters of the proposed rules. On the basis of comments and data submitted by EIA and others we will then decide whether the rules should be adopted as proposed, should be modified, or whether some other action should be taken.

6. The results of separate field tests of a system meeting the proposed rules conducted both before and after the initiation of this proceeding would tend to indicate that the problem of interference from the telemetry signals to program reception while not absent, does not assume the proportions suggested by EIA, particularly if telemetry signal modulation does not exceed 5 percent.

7. Presumably, other field test data will be supplied by the Radio Corporation of America, since it was for the purpose of making these tests that it

requested and was granted the last extension of time in this proceeding.

8. A critical consideration in the resolution of this proceeding is the effect of telemetry signal transmissions on the program reception of the general public. EIA contends that such transmissions would have severely adverse effects in many categories of receivers. It is assumed that in filing its comments in this proceeding, EIA will include the full data on which it bases its conclusion, including information as to the character and degree of interference experienced in receivers of different types, and an estimate of the percentage of receivers in the hands of the general public which might be adversely affected by such interference.

9. Accordingly, it is ordered, That the time for filing comments in this proceeding is extended from May 27, 1968, to July 29, 1968, and the time for filing reply comments is extended from June 5, 1968, to August 8, 1968.

10. This action is taken pursuant to authority found in sections 4(i), 5(d) (1), and 303(r) of the Communications Act of 1934, as amended, and § 0.281(d) (8) of the Commission's rules.

Adopted: May 28, 1968.

Released: June 3, 1968.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL]

BEN F. WAPLE,

Secretary.

[F.R. Doc. 68-6690; Filed, June 5, 1968; 8:49 a.m.]

[47 CFR Part 73]

[Docket No. 18110; FCC 68-583]

### MULTIPLE OWNERSHIP OF STANDARD, FM, AND TELEVISION BROADCAST STATIONS

#### Order Extending Time for Filing Comments and Reply Comments

In the matter of amendment of §§ 73.35, 73.240, and 73.636 of the Commission rules relating to multiple ownership of standard, FM and television broadcast station; Docket No. 18110.

1. The Commission has before it a petition for extension of time in which to file comments in this proceeding filed May 17, 1968, by the National Association of Broadcasters (NAB). The present dates for filing comments and reply comments (June 26, 1968, and July 8, 1968, respectively) were set by the notice of proposed rule making, adopted March 27, 1968, which commenced this proceeding (FCC 68-332, 33 F.R. 5315, Apr. 3, 1968).

2. The notice announced as an interim policy that applications "now on file" would be processed in accordance with existing rules and precedents, and that those filed during the pendency of the proceeding that would fall within the scope of the proposed rules would not be acted on until after the Commission had determined the action to be taken in this proceeding.



## PROPOSED RULE MAKING

3. In a memorandum opinion and order adopted May 15, 1968 (FCC 68-554, 33 F.R. 7583, May 22, 1968), petitions for reconsideration of the interim policy were denied, and various aspects of the policy were clarified. In that document, the Commission emphasized its intent to terminate this proceeding with dispatch.

4. NAB requests that the filing dates for comments and reply comments be extended to September 16, 1968, and September 30, 1968, respectively. In support thereof it states that the proposed rules represent a drastic departure from a long-standing policy of the Commission in dealing with issues involving diversification of broadcast media and that the proposal is of such profound significance that it requires extensive analysis of market conditions in many communities. The petition further states that the NAB Board of Directors meets during the week of June 17, 1968, and that it is hoped the matter can be presented to the board for discussion and recommendations.

5. The Commission agrees that extensive study and analysis may enter into the preparation of comments herein, and hopes to have the benefit of meaningful material in arriving at the best decision in the public interest. However, it believes that extending the time for filing comments by almost 3 months, as NAB requests, is unnecessary and would unduly prolong this proceeding.

6. The notice herein, released March 28, 1968, allowed approximately 3 months for filing comments and almost 2 weeks for reply comments. In reaching the decision in the memorandum opinion and order referred to (paragraph 3, *supra*), the Commission expressed its intent to terminate this proceeding at an early date. Under the circumstances, it appears that it would serve the public interest to grant a limited extension of time.

7. In view of the foregoing: *It is ordered*, That the "Petition for Extension of

Time in Which To File Comments" filed on May 17, 1968, by the National Association of Broadcasters, is granted in part, and that the time for filing comments and reply comments in this proceeding is extended from June 26, 1968, and July 8, 1968, respectively, to and including August 1, 1968, and August 15, 1968, respectively.

8. This action is taken pursuant to authority found in sections 4 (i) and (j) and 303 of the Communications Act of 1934, as amended.

Adopted: May 29, 1968.

Released: June 3, 1968.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>1</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 68-6691; Filed, June 5, 1968;  
8:49 a.m.]

<sup>1</sup> Commissioner Wadsworth absent.



# Notices

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

CHIEF, DIVISION OF ADMINISTRATION/ADMINISTRATIVE OFFICER,  
GLENWOOD SPRINGS DISTRICT,  
COLO.

#### Delegation of Authority Regarding Contracts and Leases

May 31, 1968.

District Manager, Glenwood Springs District; Supplement to Bureau of Land Management Manual 1510.

A. Pursuant to delegation of authority contained in Bureau Manual 1510-03B2d, the Chief, Division of Administration/Administrative Officer, Glenwood Springs District, Colo., is authorized:

1. To enter into negotiated contracts without advertising pursuant to section 302(c)(2) of the FPAS Act, as amended, for rental of equipment and aircraft covered by offer agreements necessary for the purpose of emergency fire suppression.

2. To enter into contracts on the open market for supplies and material, excluding capitalized and major non-capitalized property, not to exceed \$1,000 per transaction, provided the requirement is not available from established sources of supply.

3. To enter into contracts for services, construction and land treatment not to exceed \$2,000.

4. To enter into contracts with established sources of supplies and services, except capitalized and noncapitalized property, available from established sources of supply, regardless of amount.

B. This authority may not be further redelegated.

JOHN C. CLARK,  
District Manager.

[F.R. Doc. 68-6671; Filed, June 5, 1968; 8:47 a.m.]

#### DISTRICT MANAGERS, WYO.

##### Redelegation of Authority

In F.R. Doc. 66-10743 appearing at page 12926 of the issue for Tuesday, October 4, 1966, the following amendment is made: Section 1(a) is hereby amended to read as follows:

(a) To make sales of material other than forest products not exceeding \$5,000 in value and issue free use permits for material other than forest products to other governmental units without limitation as to the value of the material.

This amended redelegation is effective upon publication in the FEDERAL REGISTER.

ED PIERSON,  
State Director.

Approved: May 31, 1968.

JOHN O. CROW,  
Associate Director.

[F.R. Doc. 68-6657; Filed, June 5, 1968; 8:46 a.m.]

#### Office of the Secretary

EDGAR A. WEYMOUTH

#### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

- (1) None.
- (2) None.
- (3) None.
- (4) None.

This statement is made as of March 25, 1968.

Dated: May 22, 1968.

EDGAR A. WEYMOUTH.

[F.R. Doc. 68-6658; Filed, June 5, 1968; 8:46 a.m.]

## DEPARTMENT OF THE TREASURY

### Fiscal Service

[Dept. Circ. 570, 1967 Rev., Supp. No. 12]

#### FARMERS ELEVATOR MUTUAL INSURANCE CO.

##### Extension of Authority To Qualify as Surety on Federal Bonds

Notice is hereby given that the Certificate of Authority issued by the Secretary of the Treasury to the Farmers Elevator Mutual Insurance Co., Des Moines, Iowa, under sections 6 to 13 of Title 6 of the United States Code, to qualify as an acceptable surety on recognizances, stipulations, bonds, and undertakings permitted or required by the laws of the United States, expiring on May 31, 1968, has been extended to August 31, 1968, with an underwriting limitation of \$131,000.

Dated: May 31, 1968.

[SEAL] JOHN K. CARLOCK,  
Fiscal Assistant Secretary.

[F.R. Doc. 68-6674; Filed, June 5, 1968; 8:48 a.m.]

[Dept. Circ. 570, 1967 Rev., Supp. No. 13]

#### SECURITY MUTUAL CASUALTY CO.

##### Extension of Authority To Qualify as Surety on Federal Bonds

Notice is hereby given that the Certificate of Authority issued by the Secretary of the Treasury to the Security Mutual Casualty Co., Chicago, Ill., under sections 6 to 13 of Title 6 of the United States Code, to qualify as an acceptable surety on recognizances, stipulations, bonds, and undertakings permitted or required by the laws of the United States, expiring on May 31, 1968, has been extended to August 31, 1968, with an underwriting limitation of \$413,000.

Dated: May 31, 1968.

[SEAL] JOHN K. CARLOCK,  
Fiscal Assistant Secretary.

[F.R. Doc. 68-6675; Filed, June 5, 1968; 8:48 a.m.]

## DEPARTMENT OF AGRICULTURE

### Agricultural Stabilization and Conservation Service

#### MAINLAND CANE SUGAR AREA; 1969 CROP PROPORTIONATE SHARES

##### Notice of Hearing

Notice is hereby given that the Secretary of Agriculture, acting pursuant to the Sugar Act of 1948, as amended, is preparing to conduct a public hearing to receive views and recommendations from all interested persons on the need for establishing proportionate shares for the 1969 sugarcane crop in the Mainland Cane Sugar Area (Louisiana and Florida).

In accordance with the provisions of paragraph (1), subsection (b) of section 302 of the Sugar Act of 1948, as amended, the Secretary must determine for each crop year whether the production of sugar from any crop of sugarcane in the area will, in the absence of proportionate shares, be greater than the quantity needed to enable the area to meet its quota and provide a normal carryover inventory, as estimated by the Secretary for such area for the calendar year during which the larger part of the sugar from such crop normally would be marketed. Such determinations may be made only after due notice and opportunity for an informal public hearing.

The hearing on this matter will be conducted in Room 300, Whitney Building, 228 St. Charles Avenue, New Orleans, La., beginning at 10 a.m., c.d.t., on June 28, 1968.



Views and recommendations are desired on all phases of the proportionate share program. They may be submitted in writing, in triplicate, at the hearing, or may be mailed to the Director, Sugar Policy Staff, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C. 20250, so as to be received not later than July 15, 1968. Interested persons will be given the opportunity at the hearing to appear and submit orally data, views and arguments in regard to the establishment of proportionate shares.

Farm proportionate shares are in effect for the 1968 crop of sugarcane which limit sugarcane acreage on farms in the Mainland Cane Sugar Area in total to 5 percent less than the proportionate share acreage established for the 1967 crop.

All written submissions made pursuant to this notice will be made available for public inspection at such times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

Signed at Washington, D.C., on May 31, 1968.

E. A. JAENKE,  
Acting Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 68-6698; Filed, June 5, 1968; 8:50 a.m.]

### Commodity Credit Corporation SALES OF CERTAIN COMMODITIES

#### June Sales List

**Notice to buyers.** Pursuant to the policy of Commodity Credit Corporation issued October 12, 1954 (19 F.R. 6669), and subject to the conditions stated therein as well as herein, the commodities listed below are available for sale and, where noted, for redemption of payment-in-kind certificates on the price basis set forth.

The U.S. Department of Agriculture announced the prices at which CCC commodity holdings are available for sale beginning at 3 p.m., e.d.t., on May 31, 1968, and, subject to amendment, continuing until superseded by the July Monthly Sales List.

The following commodities are available: Cotton (upland and extra long staple), wheat, corn, oats, barley, rye, rice, grain sorghum, peanuts, flax, tung oil, butter, cheese, and nonfat dry milk.

No change is being made in commodities listed.

Information on the availability of commodities stored in Commodity Credit Corporation bin sites may be obtained from ASCS State offices shown at the end of the sales list, and for commodities stored at other locations from ASCS commodity and grain offices also shown at the end of the list.

Corn, oats, barley, or grain sorghum, as determined by CCC, will be sold for unrestricted use for "Dealers' Certifi-

cates" issued under the emergency livestock feed program. Grain delivered against such certificates will be sold at the applicable current market price, determined by CCC.

In the following listing of commodities and sales prices or method of sales, "unrestricted use" applies to sales which permit either domestic or export use and "export" applies to sales which require export only. CCC reserves the right to determine the class, grade, quality, and available quantity of commodities listed for sale.

The CCC Monthly Sales List, which varies from month to month as additional commodities become available or commodities formerly available are dropped, is designed to aid in moving CCC's inventories into domestic or export use through regular commercial channels.

If it becomes necessary during the month to amend this list in any material way—such as by the removal or addition of a commodity in which there is general interest or by a significant change in price or method of sale—an announcement of the change will be sent to all persons currently receiving the list by mail from Washington. To be put on this mailing list, address: Director, Commodity Operations Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C. 20250.

Interest rates per annum under the CCC Export Credit Sales Program (Announcement GSM-3 or 4) for June 1968 are 6 percent for U.S. bank obligations and 7 percent for foreign bank obligations. Commodities now eligible for financing under the CCC Export Credit Sales Program include oats, wheat, wheat flour, barley, bulgur, corn, cornmeal, grain sorghum, upland and extra long staple cotton, tobacco, cottonseed oil, soybean oil, dairy products, tallow, lard, and breeding cattle, and rye. Commodities purchased from CCC may be financed for export as private stocks under Announcement GSM-4.

Information on the CCC Export Credit Sales program and on commodities available under Title I, Public Law 480, private trade agreements, and current information on interest rates and other phases of these programs may be obtained from the Office of the General Sales Manager, Foreign Agricultural Service, U.S. Department of Agriculture, Washington, D.C. 20250.

The following commodities are currently available for new and existing barter contracts: Oats, cotton (upland and extra long staple), and tobacco. Wheat and grain sorghum are also available under conditions noted in the individual commodity listings. In addition, free market stocks of corn, grain sorghum, oats, wheat, and wheat flour, under Announcement PS-1; tobacco under Announcement PS-3; cottonseed oil and soybean oil under Announcement PS-2; and upland and extra long staple cotton under Announcement PS-4; are eligible for programing in connection

with barter contracts covering procurement for Federal agencies that will reimburse CCC. (However, Hard Red Winter 13 percent protein or higher, Hard Red Spring wheat 14 percent protein or higher and durum wheats, and flour produced from these wheats, may not be exported through west coast ports under barter, nor may Hard Red Winter wheat 13 percent protein or higher be exported from gulf coast ports with the benefit of a quality incremental subsidy.) Further information on private-stock commodities may be obtained from the Office of Barter and Stockpiling, Foreign Agricultural Service, USDA, Washington, D.C. 20250.

The CCC will entertain offers from responsible buyers for the purchase of any commodity on the current list. Offers accepted by CCC will be subject to the terms and conditions prescribed by the Corporation. These terms include payment by cash or irrevocable letter of credit before delivery of the commodity and the conditions require removal of the commodity from CCC stocks within a reasonable period of time. Where sales are for export, proof of exportation is also required, and the buyer is responsible for obtaining any required U.S. Government export permit or license. Purchase from CCC shall not constitute any assurance that any such permit or license will be granted by the issuing authority.

Applicable announcements containing all terms and conditions of sale will be furnished upon request. For easy reference a number of these announcements are identified by code number in following list. Interested persons are invited to communicate with the Agricultural Stabilization and Conservation Service, USDA, Washington, D.C. 20250, with respect to all commodities or—for specified commodities—with the designated ASCS commodity office.

Commodity Credit Corporation reserves the right to amend from time to time, any of its announcements. Such amendments shall be applicable to and be made a part of the sale contracts thereafter entered into.

CCC reserves the right to reject any or all offers placed with it for the purchase of commodities pursuant to such announcements.

CCC reserves the right to refuse to consider an offer, if CCC does not have adequate information of financial responsibility of the offerer to meet contract obligations of the type contemplated in this announcement. If a prospective offerer is in doubt as to whether CCC has adequate information with respect to his financial responsibility, he should either submit a financial statement to the office named in the invitation prior to making an offer, or communicate with such office to determine whether such a statement is desired in his case. When satisfactory financial responsibility has not been established, CCC reserves the right to consider an offer only upon submission by offerer of a certified or cashier's check, a bid bond,



or other security, acceptable to CCC, assuring that if the offer is accepted, the offerer will comply with any provisions of the contract with respect to payment for the commodity and the furnishing of performance bond or other security acceptable to CCC.

Disposals and other handling of inventory items often result in small quantities at given locations or in qualities not up to specifications. These lots are offered by the appropriate ASCS office promptly upon appearance and therefore, generally, they do not appear in the Monthly Sales List.

On sales for which the buyer is required to submit proof to CCC of exportation, the buyer shall be regularly engaged in the business of buying or selling commodities and for this purpose shall maintain a bona fide business office in the United States, its territories or possessions and have a person, principal, or resident agent upon whom service of judicial process may be had.

Prospective buyers for export should note that generally, sales to U.S. Government agencies, with only minor exceptions will constitute domestic unrestricted use of the commodity.

Commodity Credit Corporation reserves the right, before making any sales, to define or limit export areas.

The Department of Commerce, Bureau of International Commerce, pursuant to regulations under the Export Control Act of 1949, prohibits the exportation or reexportation by anyone of any commodities under this program to Cuba, the Soviet Bloc, or Communist-controlled areas of the Far East including Communist China, North Korea, and the Communist-controlled area of Viet Nam except under validated license issued by the U.S. Department of Commerce, Bureau of International Commerce.

For all exportations, one of the destination control statements specified in Commerce Department Regulations (Comprehensive Export Schedule § 379.10(c)) is required to be placed on all copies of the shipper's export declaration, all copies of the bill of lading, and all copies of the commercial invoices. For additional information as to which destination control statement to use, the exporter should communicate with the Bureau of International Commerce or one of the field offices of the Department of Commerce.

Exporters should consult the applicable Commerce Department regulations for more detailed information if desired and for any changes that may be made therein.

#### SALES PRICE OR METHOD OF SALE WHEAT BULK

##### Unrestricted use.

A. *Storable*. All classes of wheat in CCC inventory are available for sale at market price but not below 115 percent of the 1967 price-support loan rate for the class, grade, and protein of the wheat plus the markup shown in C below applicable to the type of carrier involved.

B. *Nonstorable*. At not less than market price, as determined by CCC.

C. *Markup and examples* (dollars per bushel in-store).<sup>1</sup>

| Markup in-store received by— |               | Examples  |
|------------------------------|---------------|---|
| Truck                        | Rail or barge |   |
| \$0.17½                      | \$0.15        | Minneapolis—No. 1 DNS (\$1.55) 115 percent +\$0.15; \$1.94.<br>Portland—No. 1 SW (\$1.44) 115 percent +\$0.15; \$1.81.<br>Kansas City—No. 1 HRW (\$1.43) 115 percent +\$0.15; \$1.80.<br>Chicago—No. 1 RW (\$1.47) 115 percent +\$0.15; \$1.85. |

##### Export.

A. CCC will sell limited quantities of Hard Red Winter and Hard Red Spring wheat at west coast ports at domestic market price levels for export under Announcement GR-345 (Revision IV, Oct. 30, 1967, as amended) as follows:

(1) Offers will be accepted subject to the purchasers' furnishing the Portland ASCS Branch Office with a Notice of Sale containing the same information (excluding the subsidy acceptance number) as required by exporters who wish to receive an export payment under GR-345. The Notice of Sale must be furnished to the Commodity Office within 5 calendar days after the date of purchase.

(2) Sales will be made only to fill dollar market sales abroad and exporter must show export from the west coast to a destination west of the 170th meridian, west longitude, and east of the 60th meridian, east longitude, and to countries on the west coast of Central and South America.

B. CCC will sell wheat for export under Announcement GR-261 (Revision II, Jan. 9, 1961, as amended and supplemented) subject to the following:

(1) All classes will be sold subject to offers which include the price at which the buyer proposes to purchase the wheat.

(2) All classes will be sold to fill dollar market sales abroad and exporter must show export from the west coast to a destination within the geographical limitation shown in A(2) above.

(3) All classes will be sold for application to barter contracts entered into pursuant to invitations for barter offers dated prior to August 26, 1966. However, CCC-owned wheat will not be sold for barter at west coast ports.

C. Announcement GR-262 (Revision II, Jan. 9, 1961, as amended) for export as flour as follows: All classes will be sold for application to barter contracts entered into pursuant to invitations for barter offers dated prior to August 26, 1966. However, sales for barter will not be made at west coast ports.

D. CCC will not sell wheat under Announcement GR-346 until further notice.

Available. Chicago, Kansas City, Minneapolis, and Portland ASCS offices.

#### CORN, BULK

##### Unrestricted use.

A. *Redemption of domestic payment-in-kind certificates*. Such CCC dispositions of corn as CCC may designate will be in redemption of certificates or rights represented by pooled certificates under a feed grain program. The price at which corn shall be valued for such dispositions shall be the market price as determined by CCC, but not less than 115 percent of the applicable 1967 price-support loan rate<sup>2</sup> for the class, grade, and quality of the corn plus the markup shown in C of this unrestricted use section.

##### B. General sales.

1. *Storable*. Such CCC dispositions of storable corn as CCC may designate as general sales will be made during the month at market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105

percent of the applicable 1967 price support rate<sup>2</sup> (published loan rate plus 19 cents per bushel) for the class, grade, and quality of the corn, plus the markup shown in C of this unrestricted use section.

2. *Nonstorable*. At not less than market price as determined by CCC.

C. *Markups and examples* (dollars per bushel in-store<sup>1</sup> basis No. 2 yellow corn 14 percent M.T. 2 percent F.M.).

| Markup in-store received by— |               | Examples  |
|------------------------------|---------------|---|
| Truck                        | Rail or barge |   |
| \$0.16                       |               | Feed grain program domestic PIK certificate minimums:<br>McLean County, Ill. (\$1.08+\$0.02½) 115 percent +\$0.16; \$1.44.<br>Agricultural Act of 1949; stat. minimums:<br>McLean County, Ill. (\$1.08+\$0.02½ +\$0.19): 105 percent +\$0.16; \$1.52. |

Available. Chicago, Kansas City, Minneapolis, and Portland ASCS grain offices.

Export. Corn from CCC inventory is not available for export sale.

#### GRAIN SORGHUM (BULK)

##### Unrestricted use.

A. *Redemption of domestic payment-in-kind certificates*. Such CCC dispositions of grain sorghum as CCC may designate will be in redemption of certificates or rights represented by pooled certificates under a feed grain program. The minimum price at which grain sorghum shall be valued for such dispositions shall be market price, as determined by CCC, but not less than 115 percent of the applicable 1967 price-support loan rate<sup>2</sup> for the class, grade, and quality of the grain sorghum, plus the markup shown in C of this unrestricted use section applicable to the type of carrier involved.

##### B. General sales.

1. *Storable*. Such CCC dispositions of storable grain sorghum as CCC may designate as general sales will be made during the month at market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1967 price-support rate<sup>2</sup> (published loan rate plus 34 cents per hundredweight) for the class, grade, and quality of the grain sorghum, plus the markup shown in C of this unrestricted use section applicable to the type of carrier involved.

2. *Nonstorable*. At not less than market price as determined by CCC.

C. *Markups and examples* (dollars per hundredweight in-store<sup>1</sup> No. 2 or better).

| Markup in-store received by— |               | Examples  |
|------------------------------|---------------|---|
| Truck                        | Rail or barge |   |
| \$0.27¼                      | \$0.22¾       | Feed grain program domestic PIK certificate minimums:<br>Hale County, Tex. (\$1.59) 115 percent +\$0.27¼; \$2.10¼.<br>Kansas City, Mo. (ex-rail) (\$1.85) 115 percent +\$0.22¾; \$2.35¾.<br>Agricultural Act of 1949; stat. minimums:<br>Hale County, Tex. (\$1.59+\$0.34); 105 percent +\$0.27¼; \$2.30¼.<br>Kansas City, Mo. (ex-rail) (\$1.85 +\$0.34); 105 percent +\$0.22¾; \$2.52¾. |

##### Export.

Sales are made at the higher of the domestic market price, as determined by CCC, or 115 percent of the applicable 1967 price-support loan rate plus carrying charges

<sup>1</sup>Footnotes at end of article.



in section C. The statutory minimum price referred to in the price adjustment provisions of the following export sales announcements is 105 percent of the applicable price-support rate plus the markup referred to in C of the unrestricted use section for grain sorghum. Sales will be made pursuant to the following announcement:

A. Announcement GR-212 (Revision 2, Jan. 9, 1961) for application to barter contracts entered into pursuant to invitations for barter offers dated prior to August 26, 1966, and for cash or other designated sales. Available, Kansas City, Chicago, Minneapolis, and Portland ASCS grain offices.

#### BARLEY, BULK

##### Unrestricted use.

A. *Storable.* Market price, as determined by CCC, but not less than 115 percent of the applicable 1967 price-support rate<sup>2</sup> for the class, grade, and quality of the barley plus the applicable markup.

B. *Markups and examples (dollars per bushel in-store<sup>1</sup> No. 2 or better).*

| Markup in-store received by— |               | Examples   |
|------------------------------|---------------|--|
| Truck                        | Rail or barge |  |
| \$0.17½                      | \$0.15        | Cass County, N. Dak. (\$0.87); 115 percent + \$0.17½; \$1.18½.<br>Minneapolis, Minn. (ex-rail) (\$1.10); 115 percent + \$0.15; \$1.42. |

C. *Nonstorable.* At not less than market price as determined by CCC.

##### Export.

Sales are made at the higher of the domestic market price, as determined by CCC or 115 percent of the applicable 1967 price-support loan rate plus carrying charges in section B. The statutory minimum price referred to in the price adjustment provisions of the following export sales announcement is 105 percent of the applicable price-support rate plus the markup referred to in B of the unrestricted use section for barley. Sales will be made pursuant to the following announcement:

A. Announcement GR-212 (Revision 2, Jan. 9, 1961) for cash or other designated sales.

Available, Chicago, Kansas City, Minneapolis, and Portland grain offices.

#### OATS, BULK

##### Unrestricted use.

A. *Market price.* as determined by CCC, but not less than 115 percent of the applicable 1967 price-support rate<sup>2</sup> for the class, grade, and quality of the oats plus the markup shown in B below.

B. *Markups and examples (dollars per bushel in-store<sup>1</sup> Basis No. 2 XHWO).*

| Markup in-store received by— |               | Examples—Agricultural Act of 1949; Stat. minimum  |
|------------------------------|---------------|---|
| Truck                        | Rail or barge |   |
| \$0.17½                      | \$0.15        | Redwood County, Minn. (\$0.60 + \$0.03 quality differential); 115 percent + \$0.17½; \$0.90½. |

C. *Nonstorable.* At not less than the market price as determined by CCC.

*Export.* Sales are made at the higher of the domestic market price, as determined by CCC, or 115 percent of the applicable 1967 price-support loan rate plus carrying charges in section B. The statutory minimum price referred to in the price adjustment provisions of the following export sales announcements is 105 percent of the applicable price-

Footnotes at end of article.

support rate plus the markup referred to in B of the unrestricted use section for oats. Sales will be made pursuant to the following announcement:

A. Announcement GR-212 (Revision 2, Jan. 9, 1961), for application to barter contracts and for cash or other designated sales.

Available, Kansas City, Chicago, Minneapolis, and Portland ASCS grain offices.

#### RYE, BULK

##### Unrestricted use.

A. *Storable.* Market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula price which is 115 percent<sup>2</sup> of the applicable 1967 price-support rate for the class, grade, and quality of the grain plus the markup shown in B below applicable to the type of carrier involved.

B. *Markups and examples (dollars per bushel in-store<sup>1</sup> No. 2 or better).*

| Markup in-store received by— |               | Examples—Agricultural Act of 1949; Stat. minimum  |
|------------------------------|---------------|---|
| Truck                        | Rail or barge |   |
| \$0.17½                      | \$0.15        | Rolette County, N. Dak. (\$0.90); 115 percent + \$0.17½; \$1.21½.<br>Minneapolis, Minn. (ex-rail) (\$1.23); 115 percent + \$0.15; \$1.57. |

C. *Nonstorable.* At not less than market price as determined by CCC.

##### Export.

Sales are made at the higher of the domestic market price, as determined by CCC, or 115 percent of the applicable 1967 price-support loan rate plus carrying charges in section B. The statutory minimum price referred to in the price adjustment provisions of the following export sales announcement is 105 percent of the applicable price-support rate plus the markup referred to in B of the unrestricted use section for rye. Sales will be made pursuant to the following announcement:

A. Announcement GR-212 (Revision 2, Jan. 9, 1961) for cash or other designated sales.

Available, Chicago, Kansas City, Portland, and Minneapolis ASCS grain offices.

#### RICE, ROUGH

##### Unrestricted use.

Market price but not less than 1967 loan rate plus 5 percent plus 44 cents per hundredweight, basis in store.

##### Export.

As milled or brown under Announcement GR-369, Revision III, as amended, Rice Export Program.

Available. Prices, quantities, and varieties of rough rice available from Kansas City ASCS Commodity Office.

#### COTTON, UPLAND

##### Unrestricted use.

A. *Competitive offers* under the terms and conditions of Announcement NO-C-32 (Sale of Upland Cotton for Unrestricted Use). Under this announcement, upland cotton acquired under price-support programs will be sold at the highest price offered but in no event at less than the higher of (a) 110 percent of the current loan rate for such cotton, or (b) the market price for such cotton, as determined by CCC.

B. *Competitive offers* under the terms and conditions of Announcement NO-C-31 (Disposition of Upland Cotton—In Redemption of Payment-In-Kind Certificates or Rights in Certificate Pools, In Redemption of Export Commodity Certificates, Against the "Short-fall," and Under Barter Transactions), as

amended. Cotton may be acquired for immediate delivery at its current market price, as determined by CCC, but not less than a minimum price determined by CCC. Cotton may be acquired for delivery on August 1, 1968, at the market price for cotton for delivery at such future time, as determined by CCC, but not less than a minimum price determined by CCC. Minimum prices for both immediate and delayed delivery will in no event be less than 120 points (1.2 cents) per pound above the loan rate for such cotton at the time it is to be delivered.

##### Export.

CCC disposals for barter. Competitive offers under the terms and conditions of Announcements CN-EX-28 (Acquisition of Upland Cotton for Export under the Barter Program) and NO-C-31 (described above), as amended.

#### COTTON, EXTRA LONG STAPLE

##### Unrestricted use.

Competitive offers under the terms and conditions of Announcements NO-C-6. (Revised July 22, 1960), as amended, and NO-C-10, as amended. Under these announcements extra long staple cotton (domestically grown) will be sold at the highest price offered but in no event at less than the higher of (a) 115 percent of the current support price for such cotton plus reasonable carrying charges, or (b) the domestic market price as determined by CCC.

##### Export.

A. *CCC sales for export.* Competitive offers under the terms and conditions of Announcements CN-EX-22 (Extra Long Staple Cotton Export Program) and NO-C-27 (Sale of Extra Long Staple Cotton), as amended.

B. *Barter.* Competitive offers under the terms and conditions of Announcement CN-EX-27 (Acquisition of Extra Long Staple Cotton for Export under the Barter Program), and NO-C-27 (Sale of Extra Long Staple Cotton), as amended.

#### COTTON, UPLAND OR EXTRA LONG STAPLE

##### Unrestricted use.

Competitive offers under the terms and conditions of Announcement NO-C-20 (Sale of Special Condition Cotton). Any such cotton (Below Grade, Sample Loose, Damaged Pickings, etc.) owned by CCC will be offered for sale periodically on the basis of samples representing the cotton according to schedules issued from time to time by CCC.

##### Availability information.

Sale of cotton will be made by the New Orleans ASCS Commodity Office. Sales announcements, related forms and catalogs for upland cotton and extra long staple cotton showing quantities, qualities, and location may be obtained for a nominal fee from that office.

#### PEANUTS, SHELLED

When stocks are available in their area of responsibility, the quantity, type, and grade offered and whether for restricted or unrestricted use are announced in weekly lot lists are invitations to bid issued by the following:

GFA Peanut Association, Camilla, Ga.  
Peanut Growers Cooperative Marketing Association, Franklin, Va.

Southwestern Peanut Growers' Association, Gorman, Tex.

A. *Restricted use sales.* Announcement PR-1 as amended, and the lot list contain terms and conditions of sales restricted to

1. Shelled peanuts of less than U.S. No. 1 domestic or export.  
grade may be purchased for foreign or domestic crushing.

All sales are made on the basis of competitive bids each Wednesday, by the Producer Associations Division, Agricultural Stabilization and Conservation Service, Washington, D.C. 20250, to which all bids are submitted.



## TUNG OIL

*Unrestricted use.*

Sales are made periodically on a competitive bid basis. Bids are submitted to the Producer Association Division, Agricultural Stabilization and Conservation Service, Washington, D.C. 20250.

The quantity offered and the date bids are to be received are announced to the trade in notices of Invitation to Bid, issued by the National Tung Oil Marketing Cooperative, Inc., Poplarville, Miss. 39470.

Terms and conditions of sale are as set forth in Announcement NTOM-PR-4 of April 6, 1967, as amended, and the applicable Invitation to Bid.

Bids will include, and be evaluated on the basis of, price offered per pound f.o.b. storage location. For certain destinations, CCC will as provided in the Announcement, as amended, refund to the buyer a "freight equalization" allowance.

Copies of the Announcement or the Invitation may be obtained from the Cooperative or Producer Associations Division, ASCS, Telephone Washington, D.C., area code 202, DU 8-3901.

## FLAXSEED, BULK

*Unrestricted use.*

A. *Storable.* Domestic market price but not less than the applicable 1967 support price for the class, grade, and quality of flaxseed plus 14½ cents per bushel, and plus the respective markup shown in B below applicable to the type of carrier involved.

B. *Markups and examples (dollars per bushel in-store).*

| Markup per bushel received by— |               | Examples of minimum prices (ex-rail or barge) |                 |         |
|--------------------------------|---------------|---|-----------------|---------|
| Truck                          | Rail or barge | Terminal                                      | Class and grade | Price   |
| \$0.10½                        | \$0.15¼       | Minneapolis...                                | No. 1.....      | \$3.44¼ |

C. *Nonstorable.* At not less than domestic market price as determined by CCC.

Available. Through the Minneapolis ASCS Branch Office.

## DAIRY PRODUCTS

Sales are in carlots only in-store at storage location of products.

*Submission of offers.*

Submit offers to the Minneapolis ASCS Commodity Office.

## NONFAT DRY MILK

*Unrestricted use.*

Announced prices, under MP-14: Spray process, U.S. Extra Grade, 25.40 cents per pound packed in 100-pound bags and 25.65 cents per pound packed in 50-pound bags.

*Export.*

Announced prices, under MP-23, pursuant to invitations issued by Minneapolis ASCS Commodity Office. Invitations will indicate the type of export sales authorized, the announced price and the period of time such price will be in effect.

## BUTTER

*Unrestricted use.*

Announced prices, under MP-14: 74 cents per pound—New York, Pennsylvania, New Jersey, New England, and other States bordering the Atlantic Ocean and Gulf of Mexico. 73.25 cents per pound—Washington, Oregon, and California. All other States 73 cents per pound.

## CHEDDAR CHEESE (STANDARD MOISTURE BASIS)

*Unrestricted use.*

Announced prices, under MP-14: 52.750 cents per pound—New York, Pennsylvania,

New England, New Jersey, and other States bordering the Atlantic Ocean and Pacific Ocean and the Gulf of Mexico. All other States 51.750 cents per pound.

## FOOTNOTES

<sup>1</sup> The formula price delivery basis for bin-site sales will be f.o.b.

<sup>2</sup> Round product up to the nearest cent.

USDA AGRICULTURE STABILIZATION AND CONSERVATION SERVICE OFFICES

## GRAIN OFFICES

Kansas City ASCS Commodity Office, 8930 Ward Parkway (Post Office Box 205), Kansas City, Mo. 64141. Telephone: Area Code 816, Emerson 1-0860.

Alabama, Alaska, Arizona, Arkansas, Colorado, Florida, Georgia, Hawaii, Kansas, Louisiana, Mississippi, Missouri, Nebraska, Nevada, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and Wyoming (domestic and export), California (domestic only), Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Virginia, Vermont, and West Virginia (export only).

Branch Office—Chicago ASCS Branch Office, 226 West Jackson Boulevard, Chicago, Ill. 60606. Telephone: Area Code 312, 353-6581.

Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Virginia, Vermont, and West Virginia (domestic only).

Branch Office—Minneapolis ASCS Branch Office, 310 Grain Exchange Building, Minneapolis, Minn. 55415. Telephone: Area Code 612, 334-2051.

Minnesota, Montana, North Dakota, South Dakota, and Wisconsin (domestic and export).

Branch Office—Portland ASCS Branch Office, 1218 Southwest Washington Street, Portland, Ore. 97205. Telephone: Area Code 503, 226-3361.

Idaho, Oregon, Utah, and Washington (domestic and export sales), California (export sales only).

## PROCESSED COMMODITIES OFFICE—(ALL STATES)

Minneapolis ASCS Commodity Office, 6400 France Avenue South, Minneapolis, Minn. 55435. Telephone: Area Code 612, 334-3200.

## COTTON OFFICE (ALL STATES)

New Orleans ASCS Commodity Office, Wirth Building, 120 Marais Street, New Orleans, La. 70112. Telephone: Area Code 504, 527-7766.

## GENERAL SALES MANAGER OFFICES

Representative of General Sales Manager, New York Area: Joseph Reidinger, Federal Building, Room 1750, 26 Federal Plaza, New York, N.Y. 10007. Telephone: Area Code 212, 264-8439, 8440, 8441.

Representative of General Sales Manager, West Coast Area: Callan B. Duffy, Appraisers' Building, Room 802, 630 Sansome Street, San Francisco, Calif. 94111. Telephone: Area Code 415, 556-6185.

## ASCS STATE OFFICES

Illinois, Room 232, U.S. Post Office and Courthouse, Springfield, Ill. 62701. Telephone: Area Code 217, 525-4180.

Indiana, Room 110, 311 West Washington Street, Indianapolis, Ind. 46204. Telephone: Area Code 317, 633-8521.

Iowa, Room 937, Federal Building, 210 Walnut Street, Des Moines, Iowa 50309. Telephone: Area Code 515, 284-4213.

Kansas, 2601 Anderson Avenue, Manhattan, Kans. 66502. Telephone: Area Code 913, JE 9-3531.

Michigan, 1405 South Harrison Road, East Lansing, Mich. 48823. Telephone: Area Code 517, 372-1910.

Missouri, I.O.O.F. Building, 10th and Walnut Streets, Columbia, Mo. 65201. Telephone: Area Code 314, 442-3111.

Minnesota, Federal Building and U.S. Courthouse, 1821 University Avenue, St. Paul, Minn. 55104. Telephone: Area Code 612, 228-7651.

Montana, Post Office Box 670, U.S.P.O. and Federal Office Building, Bozeman, Mont. 59715. Telephone: Area Code 406, 587-4511, Ext. 3271.

Nebraska, Post Office Box 793, 5801 O Street, Lincoln, Nebr. 68501. Telephone: Area Code 402, 475-3361.

North Dakota, Post Office Box 2017, 15 South 21st Street, Fargo, N. Dak. 58103. Telephone: Area Code 701, 237-5205.

Ohio, Room 202, Old Federal Building, Columbus, Ohio 43215. Telephone: Area Code 614, 469-5644.

South Dakota, Post Office Box 843, 239 Wisconsin Street SW., Huron, S. Dak. 57350. Telephone: Area Code 605, 352-8651, Ext. 321 or 310.

Wisconsin, Post Office Box 4248, 4601 Hammersley Road, Madison, Wis. 53711. Telephone: Area Code 608, 254-4441, Ext. 7535.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 407, 63 Stat. 1066; sec. 105, 63 Stat. 1051, as amended by 76 Stat. 612; secs. 303, 306, 307, 76 Stat. 614-617; 7 U.S.C. 1441 (note).)

Signed at Washington, D.C., on May 31, 1968.

E. A. JAENKE,

Acting Executive Vice President,  
Commodity Credit Corporation.

[F.R. Doc. 68-6699; Filed, June 5, 1968; 8:50 a.m.]

## DEPARTMENT OF COMMERCE

## Business and Defense Services Administration

## MICHIGAN STATE UNIVERSITY AND JUNIATA COLLEGE

## Notice of Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Washington, D.C. 20230, within 20 calendar days after date on which this notice of application is published in the FEDERAL REGISTER.

Regulations issued under cited Act, published in the February 4, 1967, issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.



A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C.

A copy of each comment filed with the Director of the Office of Scientific and Technical Equipment must also be mailed or delivered to the applicant, or its authorized agent, if any, to whose application the comment pertains; and the comment filed with the Director must certify that such copy has been mailed or delivered to the applicant.

Docket No. 68-00582-00-77040. Applicant: Michigan State University, East Lansing, Mich. 48823. Article: Inlet system, 4735 33 MTE/VIS 150. Manufacturer: Varian Analytical Instrument Division, West Germany. Intended use of article: The article will be used for scientific and educational purposes. Application received by Commissioner of Customs: May 14, 1968.

Docket No. 68-00583-33-46040. Applicant: Juniata College, Huntingdon, Pa. 16652. Article: Electron microscope, Model HS-8. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used for teaching undergraduate and faculty the basic techniques of electron microscopy as well as for research in the areas of membrane biogenesis and virus localization in cells. Application received by Commissioner of Customs: May 15, 1968.

CHARLEY M. DENTON,  
*Director, Office of Scientific and  
Technical Equipment, Business  
and Defense Services  
Administration.*

[F.R. Doc. 68-6684; Filed, June 5, 1968;  
8:49 a.m.]

#### SAN JOSE STATE COLLEGE

##### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00511-00-46040. Applicant: San Jose State College, 145 South Seventh Street, San Jose, Calif. 95114. Article: Accessories for electron microscope, Model HU-11A. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used for training and instruction for use in thin film specimen transmission of microscopic materials in science laboratories. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or

apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article is an accessory for an electron microscope of foreign manufacture, already in the possession of the applicant.

The Department of Commerce knows of no similar accessory being manufactured in the United States, which is interchangeable with the foreign article or adaptable to the instrument with which the foreign article is intended to be used.

CHARLEY M. DENTON,  
*Director, Office of Scientific and  
Technical Equipment, Business  
and Defense Services  
Administration.*

[F.R. Doc. 68-6685; Filed, June 5, 1968;  
8:49 a.m.]

#### UNIVERSITY OF CALIFORNIA AT SANTA CRUZ

##### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00215-01-10100. Applicant: University of California at Santa Cruz, Purchasing Department, Santa Cruz, Calif. 95060. Article: Chemical reaction analysis apparatus, Temperature-jump pulse generator with high voltage power supply including discharge capacitor and transient spectrophotometer with ancillary equipment. Manufacturer: Messanlagen Studiengesellschaft MBH, West Germany. Intended use of article: The article will be used to study the elementary processes which are at the base of every chemical reaction. It will be used to measure the rate of proton-transfers in nonaqueous solutions and for the study of the formation and decomposition of highly reactive intermediates in certain classes of chemical reactions. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: The foreign article employs a recently developed temperature-jump technique which is intended to be used in connection with the study of elementary chemical processes related to proton-transfers in nonaqueous solutions, for which relevant data are not available, as

well as for intermediate processes in certain classes of chemical reactions. The Department of Commerce knows of no instrument being manufactured in the United States, which employs this principle for chemical analysis.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
*Director, Office of Scientific and  
Technical Equipment, Business  
and Defense Services  
Administration.*

[F.R. Doc. 68-6686; Filed, June 5, 1968;  
8:49 a.m.]

#### UNIVERSITY OF CHICAGO

##### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00433-68-46040. Applicant: The University of Chicago, Argonne National Laboratory, 9700 South Cass Avenue, Argonne, Ill. 60439. Article: Electron microscope, Model HU-200E. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used to extend the capabilities of metallographic equipment that is being used for the examination of irradiated fuel and cladding material for fuel elements for nuclear reactors. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which the foreign article is intended to be used, is being manufactured in the United States. Reasons: The foreign article has a specified maximum accelerating voltage of 200 kilovolts. The only comparable domestic instrument is the Model EMU-4 manufactured by the Radio Corporation of America (RCA), which has a specified maximum accelerating voltage of 100 kilovolts. The higher the available accelerating voltage, the greater is the penetrating power of the electron beam and, concomitantly, the thicker is the specimen that can be examined under an electron beam. We are advised by the National Bureau of Standards (NBS) (memorandum dated May 7, 1968), that the differences between 100 kilovolts and 200 kilovolts is very significant in connection with the purposes of the applicant to



study material of high atomic number and, therefore, the 200 kilovolts of the foreign article is a pertinent characteristic. We, therefore, find that the RCA EMU-4 model is not of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
*Director, Office of Scientific  
and Technical Equipment,  
Business and Defense Services  
Administration.*

[F.R. Doc. 68-6687; Filed, June 5, 1968;  
8:49 a.m.]

#### UNIVERSITY OF FLORIDA

##### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00411-33-46040. Applicant: University of Florida, Division of Biological Sciences, Gainesville, Fla. 32601. Article: Ultra-high-resolution electron microscope, Model HU-11E. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used for ultrastructural studies on Myxomycetes, functional and structural studies of mitochondrial ribosomes and proteins, and immunochemical studies on cellular slime molds. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: (1) The foreign article has a specified resolution of 5 Angstroms. The only known comparable domestic electron microscope is the Model EMU-4 manufactured by the Radio Corporation of America (RCA), which has a specified resolution of 8 Angstroms. (The lower the numerical rating in terms of Angstrom units, the better the resolving capabilities.) For the purposes for which the foreign article is intended to be used, the highest possible resolving power must be utilized. Therefore, the additional resolving capa-

bilities of the foreign article are pertinent. (2) The foreign article provides accelerating voltages of 25, 50, 75, and 100 kilovolts, whereas the RCA Model EMU-4 provides only 50 and 100 kilovolt accelerating voltages. It has been experimentally established that the lower accelerating voltage of the foreign article affords optimum contrast for unstained biological specimens and that the voltage intermediate between 50 and 100 kilovolts affords optimum contrast for negatively stained specimens. The research program with which the foreign article is intended to be used involves experiments on both unstained and negatively stained specimens. Therefore, the additional accelerating voltages provided by the foreign article are pertinent.

For these reasons, we find that the RCA Model EMU-4 is not of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
*Director, Office of Scientific  
and Technical Equipment,  
Business and Defense Services  
Administration.*

[F.R. Doc. 68-6688; Filed, June 5, 1968;  
8:49 a.m.]

#### UNIVERSITY OF MISSOURI— ST. LOUIS

##### Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897) and the regulations issued thereunder (32 F.R. 2433 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Scientific and Technical Equipment, Department of Commerce, Room 5123, Washington, D.C. 20230.

Docket No. 68-00429-33-46040. Applicant: University of Missouri—St. Louis, 8001 Natural Bridge Road, St. Louis, Mo. 63121. Article: Electron microscope, Model HU-11C. Manufacturer: Hitachi, Ltd., Japan. Intended use of article: The article will be used to examine ultrathin sections of embedded biological materials for details of fine structural organization and to instruct advanced students in high resolution electron microscopy. Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to

the foreign article, for the purposes for which such article is intended to be used, is being manufactured in the United States. Reasons: (1) The foreign article has a specified resolution of 5 Angstroms. The only known comparable domestic electron microscope is the Model EMU-4 manufactured by the Radio Corporation of America (RCA), which has a specified resolution of 8 Angstroms. (The lower the numerical rating in terms of Angstrom units, the better the resolving capabilities.) For the purposes for which the foreign article is intended to be used, the highest possible resolving power must be utilized. Therefore, the additional resolving capabilities of the foreign article are pertinent. (2) The foreign article provides accelerating voltages of 25, 50, 75, and 100 kilovolts, whereas the RCA Model EMU-4 provides only 50 and 100 kilovolt accelerating voltages. It has been experimentally established that the lower accelerating voltage of the foreign article affords optimum contrast for unstained biological specimens and that the voltage intermediate between 50 and 100 kilovolts affords optimum contrast for negatively stained specimens. The research program with which the foreign article is intended to be used involves experiments on both unstained and negatively stained specimens. Therefore, the additional accelerating voltages provided by the foreign article are pertinent.

For these reasons, we find that the RCA Model EMU-4 is not of equivalent scientific value to the foreign article for the purposes for which such article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for the purposes for which such article is intended to be used, which is being manufactured in the United States.

CHARLEY M. DENTON,  
*Director, Office of Scientific  
and Technical Equipment,  
Business and Defense Services  
Administration.*

[F.R. Doc. 68-6689; Filed, June 5, 1968;  
8:49 a.m.]

#### Maritime Administration

[Report 89]

##### LIST OF FREE WORLD AND POLISH FLAG VESSELS ARRIVING IN CUBA SINCE JANUARY 1, 1963

SECTION 1. The Maritime Administration is making available to the appropriate Departments the following list of vessels which have arrived in Cuba since January 1, 1963, based on information received through May 28, 1968, exclusive of those vessels that called at Cuba on U.S. Government-approved noncommercial voyages and those listed in section 2. Pursuant to established U.S. Government policy, the listed vessels are ineligible to carry U.S. Government-financed cargoes from the United States.



| FLAG OF REGISTRY AND NAME OF SHIP  | Gross tonnage | FLAG OF REGISTRY AND NAME OF SHIP   | Gross tonnage | FLAG OF REGISTRY AND NAME OF SHIP   | Gross tonnage |
|--|---------------|---|---------------|---|---------------|
| Total, all flags (199 ships).....  | 1,438,316     | Cypriot—Continued   |               | Polish—Continued  |               |
| British (53 ships).....  | 419,937       | Antonia II (previous trip to Cuba under ex-name Stylianos N. Vlassopoulos—Greek)..... | 7,281         | Huta Zgoda.....   | 6,840         |
| Antarctica.....  | 8,785         | Apollonian.....   | 7,229         | Hutnik.....   | 10,847        |
| Arctic Ocean.....  | 8,791         | Areti (previous trips to Cuba—Lebanese).....  | 7,176         | Kopalnia Bobrek.....  | 7,221         |
| Ardrossmore.....   | 5,820         | Captain Papalios (tanker).....  | 11,676        | Kopalnia Czladz.....  | 7,252         |
| Ardrowan.....  | 7,300         | Claire (previous trips to Cuba—Lebanese).....   | 5,411         | Kopalnia Miechowice.....  | 7,223         |
| Athelcrown (tanker).....   | 11,149        | Dorine Papillos (previous trips to Cuba under ex-name Formen-tor—British).....        | 8,424         | Kopalnia Siemianowice.....  | 7,165         |
| Athelmere (tanker).....  | 7,524         | E. D. Papalios.....   | 9,431         | Kopalnia Wujek.....   | 7,033         |
| Athelmonarch (tanker).....   | 11,182        | El Toro.....  | 5,949         | Narwik.....   | 7,065         |
| Avisfaith.....   | 7,868         | Free Enterprise (previous trips to Cuba—British).....                                 | 6,805         | Piast.....  | 3,184         |
| Baxtergate.....  | 8,813         | Free Navigator (previous trips to Cuba under ex-name Newdene—British).....            | 7,165         | Rejowiec.....   | 3,401         |
| Changpaishan.....  | 8,929         | Free Trader (previous trips to Cuba—Lebanese).....                                    | 7,061         | Transportowlec.....   | 10,854        |
| Cheung Chau.....   | 8,566         | *Gloria.....  | 7,277         | Greek (13 ships).....   | 85,669        |
| Chiang Kiang.....  | 10,481        | Katerina (previous trips to Cuba—Lebanese).....                                       | 9,357         | Agios Therapon.....   | 7,205         |
| East Sea.....  | 9,679         | Marika (trips to Cuba—Leba-nese).....   | 7,290         | **Alartos (trip to Cuba under ex-name Loradore—British).....                      | 8,078         |
| Eastfortune.....   | 8,789         | Mery (previous trips to Cuba—Greek).....  | 7,258         | Andromachi (previous trips to Cuba under ex-name Penel-ope—Greek).....            | 6,712         |
| Eastglory.....   | 8,995         | Newforest (previous trips to Cuba—British).....                                       | 7,189         | *Anna Maria (trips to Cuba under ex-name Helka—British).....                      | 2,111         |
| Fortune Enterprise.....  | 7,696         | Newgate (previous trips to Cuba—British).....   | 6,743         | Barbarino.....  | 7,084         |
| Glaidsdale.....  | 6,854         | Newmoor (previous trips to Cuba—British).....   | 7,168         | Callopi Michalos.....   | 7,249         |
| Hemisphere.....  | 8,718         | Olga (trips to Cuba—Lebanese and Greek).....  | 7,265         | Eftyhia.....  | 9,844         |
| Ho Fung.....   | 7,121         | Protoklitos.....  | 6,154         | **Gold Land (trip to Cuba under ex-name Amfred—Swedish).....                      | 2,838         |
| Huntsfield.....  | 9,483         | **Skepsis (trips to Cuba under ex-name A k a m a s—Lebanese and Cypriot).....         | 7,285         | Irena.....  | 7,232         |
| Huntsland.....   | 9,353         | Sunrise (previous trips to Cuba under ex-name Anatoli—Greek).....                     | 7,216         | Nicolaos F. (previous trip to Cuba under ex-name Nicolaos Fran-gistas—Greek)..... | 7,199         |
| Huntsville.....  | 9,486         | Tina (trips to Cuba—Greek).....   | 7,362         | Nikolis M.....  | 7,176         |
| Inch Stuart.....   | 7,043         | Vassiliki (previous trips to Cuba—Lebanese).....                                      | 7,192         | Redestos.....   | 5,911         |
| **Jeb Lee (trip to Cuba under ex-name Garthdale—British).....                  | 7,542         | Zela M. (previous trips to Cuba—British).....   | 7,237         | Sophia.....   | 7,030         |
| Jollity.....   | 8,819         | Lebanese (22 ships).....  | 149,639       | Italian (12 ships).....   | 107,428       |
| **Kali Elpis (trips to Cuba under ex-name Ardmore—British).....                | 4,664         | *Al Faris.....  | 1,143         | Achille.....  | 6,950         |
| **Kelso (trips to Cuba under ex-name Ardgem—British).....                      | 6,981         | Antonis.....  | 6,259         | Agostino Bertani.....   | 8,380         |
| Kinross.....   | 5,388         | Astr.....   | 5,324         | Atria (tanker).....   | 12,845        |
| La Hortensia.....  | 9,486         | Atticos.....  | 7,257         | Caprera.....  | 7,189         |
| Magister.....  | 2,239         | Giannis.....  | 5,270         | Elia (tanker).....  | 11,021        |
| Nancy Dee.....   | 6,597         | Giorgos Tsakiroglou.....  | 7,240         | Geremia (previous trips to Cuba under ex-name Mariasusanna—Italian).....          | 2,479         |
| Nebula.....  | 8,907         | Ilena.....  | 5,925         | Giuseppe Giulietti (tanker).....  | 17,519        |
| Newglade.....  | 7,368         | Ioannis Aspiotis.....   | 7,297         | **Graziella Zeta (trips to Cuba under ex-name Montiron—Italian).....              | 1,595         |
| Newheath.....  | 7,643         | Mantric.....  | 7,255         | Nino Bixio.....   | 8,427         |
| Newlane.....   | 7,043         | Marichristina.....  | 7,124         | San Francisco.....  | 9,284         |
| Newmoat.....   | 7,151         | Mousse.....   | 9,307         | San Nicola (tanker).....  | 12,461        |
| Oceantramp.....  | 6,185         | Nictric.....  | 7,296         | Santa Lucia.....  | 9,278         |
| Oceantravel.....   | 10,419        | Noelle.....   | 7,251         | Panamanian (8 ships).....   | 52,434        |
| Peony.....   | 9,037         | Panagos.....  | 7,134         | **Ampuria (trips to Cuba under ex-name Roula Maria—Greek).....                    | 10,608        |
| Red Sea (previous trip to Cuba under ex-name Grosvenor Mar-liner—British)..... | 7,026         | Rio.....  | 7,194         | **Avranchoise (trips to Cuba under ex-name Avranches—French).....                 | 7,199         |
| *Rosetta Maud (trips to Cuba under ex-name Ardtara—Brit-ish).....              | 5,795         | San Spyridon.....   | 7,260         | **Cathay Trader (trips to Cuba under ex-name Suva Breeze—British).....            | 4,996         |
| Ruthy Ann.....   | 7,361         | Stevo.....  | 7,066         | **Chung Thai (trip to Cuba under ex-name Somalia—Italian).....                    | 3,352         |
| Sea Amber.....   | 10,421        | Tertric.....  | 7,045         | **Thalie (trip to Cuba under ex-name Maroudio—Greek).....                         | 7,369         |
| Sea Coral.....   | 10,421        | Tony.....   | 7,176         | **Tynlee (trip to Cuba under ex-name Ardenode—British).....                       | 7,036         |
| Sea Empress.....   | 9,841         | Toula.....  | 6,426         | **White Daisey (trips to Cuba under ex-name Anacreon—Greek).....                  | 6,935         |
| Seasage.....   | 4,330         | Vergolivada.....  | 6,339         | **Yu Lee (trips to Cuba under ex-name Dairen—British).....                        | 4,939         |
| Shienfoon.....   | 7,127         | Yanxilas.....   | 10,051        | Finnish (7 ships).....  | 47,099        |
| Southgate (previous trips to Cuba under ex-name Arlington Court—British).....  | 9,662         | Polish (21 ships).....  | 150,590       | Atlas.....  | 3,916         |
| Venice.....  | 8,611         | Baltik.....   | 6,984         | Augusta Paulin.....   | 7,096         |
| Vercharmian.....   | 7,265         | Bialystok.....  | 7,173         | Isomeri.....  | 3,576         |
| Vermont.....   | 7,381         | Bytom.....  | 5,967         | Jytte Paulin.....   | 7,010         |
| Yungfutary.....  | 5,388         | Chopin.....   | 9,231         | Ragni Paulin.....   | 6,823         |
| Yunglutaton.....   | 5,414         | Chorzow.....  | 7,237         | Sword (tanker).....   | 11,631        |
| Cypriot (34 ships).....  | 248,230       | Energetyk.....  | 10,876        | Verna Paulin.....   | 7,047         |
| Acme.....  | 7,173         | Grodziec.....   | 3,379         |   |               |
| Aegis Hope (previous trips to Cuba under ex-name Hunts-more—British).....      | 5,678         | Huta Florian.....   | 7,258         |   |               |
| Agenor.....  | 7,139         | Huta Labedy.....  | 7,221         |   |               |
| **Alolos II (trips to Cuba—Lebanese).....                                      | 7,256         | Huta Ostrowiec.....   | 7,179         |   |               |
| **Alice (previous trips to Cuba—Greek).....                                    | 7,189         |   |               |   |               |
| Amfitha (previous trip to Cuba under ex-name Antonia—Greek).....               | 5,171         |   |               |   |               |
| Amon.....  | 7,227         |   |               |   |               |
| Angeliki.....  | 8,482         |   |               |   |               |
| Anka.....  | 7,314         |   |               |   |               |

See footnotes at end of table.



| FLAG OF REGISTRY AND NAME OF SHIP  | Gross tonnage |
|--|---------------|
| French (6 ships)-----  | 19,316        |
| **Atlanta (trip to Cuba under ex-name Enee—French)-----                                | 1,232         |
| Circe-----   | 2,874         |
| Foulaya-----   | 3,739         |
| Mungo-----   | 4,820         |
| Nelee-----   | 2,874         |
| Penja-----   | 3,777         |
| Yugoslav (7 ships)-----  | 50,843        |
| Bar-----   | 8,776         |
| Kolasin-----   | 7,217         |
| Mojkovac-----  | 7,142         |
| Piva-----  | 7,519         |
| Plod-----  | 3,657         |
| Subicevac-----   | 9,033         |
| Tara-----  | 7,499         |
| Maltese (4 ships)-----   | 27,097        |
| Amalia (previous trips to Cuba—British)-----   | 7,304         |
| Ispahan-----   | 7,169         |
| Soclyve (previous trips to Cuba—British)-----  | 7,291         |
| Timios Stavros (previous trips to Cuba—British and Greek)-----                         | 5,333         |
| Moroccan (4 ships)-----  | 32,746        |
| Atlas-----   | 10,392        |
| Marrakech-----   | 3,214         |
| Mauritanie-----  | 10,392        |
| Toubkal-----   | 8,748         |
| Netherlands (2 ships)-----   | 1,615         |
| Melke-----   | 500           |
| Tempo-----   | 1,115         |
| Pakistani (2 ships)-----   | 15,782        |
| **Haringhata (trip to Cuba under ex-name Ardpatrik—British)-----                       | 7,054         |
| **Maulabaksh (trip to Cuba under ex-name Phoenician Dawn and East Breeze—British)----- | 8,708         |
| Somali (3 ships)-----  | 29,059        |
| Aragon-----  | 7,201         |
| Erato (previous trips to Cuba under ex-name Eretria—Greek)-----                        | 7,199         |
| **Senanque (trips to Cuba—French)-----   | 14,659        |
| Guinean (1 ship)-----  | 852           |
| **Drame Oumar (trip to Cuba under ex-name Neve—French)-----                            | 852           |

Government to discourage such trade; and

(b) That no other vessel under their control will thenceforth be employed in the Cuba trade, except as provided in paragraph (c); and

(c) That vessels under their control which are covered by contractual obligations, including charters, entered into prior to December 16, 1963, requiring their employment in the Cuba trade shall be withdrawn from such trade at the earliest opportunity consistent with such contractual obligations.

| FLAG OF REGISTRY AND NAME OF SHIP | Number of ships |
|-----------------------------------|-----------------|
| a. Since last report:             |                 |
| Liberian (1 ship)-----            | 9,268           |
| Sea Explorer-----                 | 9,268           |
| b. Previous reports:              |                 |
| Flag of Registry (total)-----     | 111             |
| British-----                      | 44              |
| Cypriot-----                      | 3               |
| Danish-----                       | 1               |
| Finnish-----                      | 2               |
| French-----                       | 1               |
| German (West)-----                | 1               |
| Greek-----                        | 29              |
| Israeli-----                      | 1               |
| Italian-----                      | 5               |
| Japanese-----                     | 1               |
| Kuwaiti-----                      | 1               |

| FLAG OF REGISTRY AND NAME OF SHIP | Number of ships |
|-----------------------------------|-----------------|
| Lebanese-----                     | 9               |
| Norwegian-----                    | 5               |
| Spanish-----                      | 6               |
| Swedish-----                      | 1               |
| Yugoslav-----                     | 1               |

Sec. 3. The following number of vessels have been removed from this list, since they have been broken up, sunk, etc.

| Flag of Registry:  | Broken up, sunk or wrecked |
|--------------------|----------------------------|
| British-----       | 13                         |
| Cypriot-----       | 11                         |
| Finnish-----       | 1                          |
| French-----        | 1                          |
| Greek-----         | 12                         |
| Italian-----       | 3                          |
| Lebanese-----      | 24                         |
| Maltese-----       | 1                          |
| Monaco-----        | 1                          |
| Moroccan-----      | 1                          |
| Norwegian-----     | 1                          |
| Panamanian-----    | 1                          |
| South African----- | 2                          |
| Swedish-----       | 1                          |
| Yugoslav-----      | 5                          |
| Total-----         | 78                         |

SEC. 4. The ships listed in sections 1 and 2 have made the following number of trips to Cuba since January 1, 1963, based on information received through April 16, 1968.

| Flag of Registry   | Number of trips |      |      |      |      |      |      |      |      |     | Total |
|--------------------|-----------------|------|------|------|------|------|------|------|------|-----|-------|
|                    | 1963            | 1964 | 1965 | 1966 | 1967 | Jan. | Feb. | Mar. | Apr. | May |       |
| British-----       | 133             | 180  | 126  | 101  | 78   | 2    | 5    | 7    | 4    | 1   | 637   |
| Lebanese-----      | 64              | 91   | 58   | 25   | 16   | 2    |      | 4    | 2    |     | 262   |
| Greek-----         | 99              | 27   | 23   | 27   | 29   |      |      | 1    | 1    |     | 208   |
| Italian-----       | 16              | 20   | 24   | 11   | 11   |      | 1    |      |      |     | 85    |
| Cypriot-----       |                 | 1    | 17   | 27   | 42   | 2    | 10   |      | 3    |     | 107   |
| Yugoslav-----      | 12              | 11   | 15   | 10   | 14   |      |      | 1    |      |     | 63    |
| French-----        | 8               | 9    | 9    | 10   | 10   |      |      |      |      |     | 47    |
| Finnish-----       | 1               | 4    | 5    | 11   | 12   | 1    | 1    | 1    |      |     | 36    |
| Spanish-----       | 8               | 17   |      |      |      |      |      |      |      |     | 25    |
| Norwegian-----     | 14              | 10   |      |      |      |      |      |      |      |     | 24    |
| Moroccan-----      | 9               | 13   | 1    |      |      |      |      |      |      |     | 23    |
| Maltese-----       |                 | 2    | 6    | 1    | 4    | 2    |      | 1    |      |     | 16    |
| Netherlands-----   |                 | 4    | 2    |      |      |      |      |      |      |     | 6     |
| Swedish-----       | 3               | 3    |      |      |      |      |      |      |      |     | 6     |
| Kuwaiti-----       |                 | 2    | 1    |      |      |      |      |      |      |     | 3     |
| Israeli-----       |                 |      | 2    |      |      |      |      |      |      |     | 2     |
| Danish-----        | 1               |      |      |      |      |      |      |      |      |     | 1     |
| German (West)----- | 1               |      |      |      |      |      |      |      |      |     | 1     |
| Haitian-----       |                 |      | 1    |      |      |      |      |      |      |     | 1     |
| Japanese-----      | 1               |      |      |      |      |      |      |      |      |     | 1     |
| Monaco-----        |                 |      |      | 1    |      |      |      |      |      |     | 1     |
| Somali-----        |                 |      |      |      | 2    |      | 1    | 1    |      |     | 4     |
| Subtotal-----      | 370             | 394  | 290  | 224  | 218  | 9    | 19   | 22   | 12   | 1   | 1,559 |
| Polish-----        | 18              | 16   | 12   | 10   | 11   | 1    |      | 2    | 1    |     | 71    |
| Grand total-----   | 388             | 410  | 302  | 234  | 229  | 10   | 19   | 24   | 13   | 1   | 1,630 |

NOTE: Trip totals in this section exceed ship totals in secs. 1 and 2 because some of the ships made more than 1 trip to Cuba. Monthly totals subject to revision as additional data become available.

\*Added to Rept. No. 88, appearing in the FEDERAL REGISTER issue of Apr. 23, 1968.

\*\*Ships appearing on the list which have made no trips to Cuba under the present registry.

By order of the Acting Maritime Administrator.

Dated: May 29, 1968.

JAMES S. DAWSON, Jr.,  
Secretary.

[F.R. Doc. 68-6678; Filed, June 5, 1968; 8:48 a.m.]

Sec. 2. In accordance with approved procedures, the vessels listed below which called at Cuba after January 1, 1963, have reacquired eligibility to carry U.S. Government-financed cargoes from the United States by virtue of the persons who control the vessels having given satisfactory certification and assurance:

(a) That such vessels will not, thenceforth, be employed in the Cuba trade so long as it remains the policy of the U.S.



# DEPARTMENT OF TRANSPORTATION

## Coast Guard

[CGFR 68-70]

### PORTION OF NEW LONDON HAR- BOR, NEW LONDON, CONN.

#### Closure to Navigation During Launching of the Seahorse

By virtue of the authority vested in me as Commandant, U.S. Coast Guard, by 49 CFR 1.4 (32 F.R. 5606) and Executive Order 10173 as amended by Executive Orders 10277, 10352, and 11249, I hereby affirm for publication in the FEDERAL REGISTER the order of A. J. Carpenter, Rear Admiral, U.S. Coast Guard, Commander, Third Coast Guard District, who has exercised authority as District Commander, such order reading as follows:

PORTION OF NEW LONDON HARBOR, NEW LONDON, CONN.

Pursuant to the request of the Commander, Submarine Flotilla 2, and acting under the authority of the Act of June 15, 1917 (40 Stat. 220) as amended, and the regulations in Part 6, Chapter I, Title 33, Code of Federal Regulations, I hereby establish a Security Zone in the Waters of New London Harbor, New London, Conn., between the latitudes of 41°20'32" N., and 41°21'03" N., from about 11:20 a.m., Saturday, June 15, 1968, until the "Seahorse" is made fast to the wetdock at the Electric Boat Division of the General Dynamics Corp., Groton, Conn. The launching of the "Seahorse" is scheduled for 12 noon on Saturday, June 15, 1968. The northern and southern limits of this area will be marked by ranges located on the eastern shore. Coast Guard vessels will be anchored off these ranges between the shore line and the main ship channel.

No person or vessel may remain in or enter this Security Zone without the permission of the Captain of the Port, New London, Conn.

No person shall board or take or place any article or thing on board any vessel in this Security Zone without the permission of the Captain of the Port, New London, Conn.

No person shall take or place any article or thing upon any waterfront facility in this zone without such permission.

This order will be enforced by the Captain of the Port, New London, Conn., and by U.S. Coast Guard vessels under his command.

The aid of other Federal, State, and municipal agencies may be enlisted to assist in the enforcement of this order.

Penalties for violation of the above order: Section 2, Title II of the Act of June 15, 1917, as amended, 50 U.S.C. 192, provides as follows:

"If any owner, agent, master, officer, or person in charge, or any member of the crew of any such vessel fails to comply with any regulations or rule issued or order given under the provisions of this title \* \* \* or if any other person knowingly fails to comply with any regulation or rule issued or order given under the provisions of this title, or knowingly obstructs or interferes with the exercise of any power conferred by this title, he shall be punished by imprisonment for not more than 10 years and may, at the dis-

cretion of the court, be fined not more than \$10,000."

Dated: May 31, 1968.

W. J. SMITH,  
Admiral, U.S. Coast Guard,  
Commandant.

[F.R. Doc. 68-6700; Filed, June 5, 1968;  
8:50 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 10834, etc.; FCC 68-563]

### FLORIDA-GEORGIA TELEVISION CO., INC., ET AL.

#### Memorandum Opinion and Order Designating Applications for Con- solidated Hearing on Stated Issues

In re applications of Florida-Georgia Television Co., Inc., Jacksonville, Fla., Docket No. 10834, File No. BPCT-1624; Community First Corp., Jacksonville, Fla., Docket No. 17582, File No. BPCT-3681; The New Horizons Telecasting Co., Inc., Jacksonville, Fla., Docket No. 17583, File No. BPCT-3731; and Florida Gateway Television Co., Jacksonville, Fla., Docket No. 17584, File No. BPCT-3732; for construction permit to new television broadcast station. Wometco Enterprises, Inc., Miami, Fla., Docket No. 18185, File No. BRCT-95; for renewal of license of television station WTVJ. Wometco Skyway Broadcasting Co., Asheville, N.C., Docket No. 18186, File No. BRCT-313; for renewal of license of television station WLOS-TV.

1. The Commission has before it an order of the United States Court of Appeals for the District of Columbia Circuit in the case of Antwin Theatres, Inc. v. F.C.C. Case No. 21,260, filed on February 26, 1968, remanding that case to the Commission for a hearing on the license renewals of WTVJ and WLOS-TV, licensed to Wometco Enterprises, Inc., and Wometco Skyway Broadcasting Co., respectively, (hereinafter "Wometco"); and a memorandum and addendum concerning procedure after remand, submitted by Wometco on March 11, 1968 and April 1, 1968, respectively; Reply of Antwin Theatres, Inc., to memorandum and addendum submitted by Wometco filed April 3, 1968.

2. In a memorandum opinion and order adopted on July 19, 1967 (9 FCC 2d 535), the Commission had denied a Petition to Deny filed by Antwin Theatres, Inc. (hereinafter "Antwin") against, inter alia, the then pending renewal applications of Stations WTVJ, Miami, Fla., and WLOS-TV, Asheville, N.C. In its November 1, 1966 Petition to Deny, Antwin had charged that for several years Wometco, other licensees and film distribution companies had engaged in monopolistic and anticompetitive practices with respect to the distribution of first-run motion pictures in Dade County,

Fla., thereby depriving Antwin of first-run motion pictures for showing at its drive-in theater. Antwin appealed the Commission's denial of its Petition to Deny and, before trial of that appeal, the Commission sought and was granted a remand from the Court of Appeals for the purpose of conducting hearings on the license renewal applications of WTVJ and WLOS-TV. On its own motion, the Commission had enlarged the issues in the related case of Florida-Georgia Television Co., Inc. (11 FCC 2d 643, adopted Jan. 31, 1968), making Antwin a party to that matter and designating for hearing Antwin's allegations of anticompetitive conduct against Florida-Georgia, of which Wometco is 45.5 percent shareholder. At the same time, the Commission expressed its intention of holding hearings on the renewals of WTVJ and WLOS-TV and toward this end, instructed the General Counsel to seek the remand discussed above. As we have previously stated, we will not "call up" in advance the renewal of Wometco's Station KVOB-TV, Bellingham, Wash., or the renewals of the stations owned and operated by the American Broadcasting Co. (ibid, page 645). But, we will designate for hearing the renewals of Station WTVJ—Miami and WLOS-TV—Asheville, N.C., on issues consistent with those in Florida-Georgia. In doing so, we do not intend to preclude Antwin from presenting competent evidence concerning any alleged anticompetitive conduct of Wometco as an entity. Thus, Antwin shall have the right to present specific evidence at that hearing that may relate even to Wometco's nonbroadcast activities. If the record ultimately demonstrates the existence of anticompetitive conduct by Wometco in its nonbroadcast activities, such will be properly considered by the Commission in its overall evaluation of the case (Mansfield Journal Co. v. Federal Communications Commission 86 U.S. App. D.C. 102, 108 F.2d 28 (1950)). But, we emphasize again that our purpose is not to try a civil antitrust action, or to determine whether there has been a violation of the Federal antitrust laws (See: Uniform Policy Statement on Violation of Laws, 1 RR 91:495). The issues below (which are substantially the same as those in the Florida-Georgia case) are so framed to allow us to determine basically whether the Wometco stations are, or have been, used in furtherance of anticompetitive activities.

3. Therefore, in accordance with the order by the Court of Appeals and our previously expressed intentions, we now designate the above-captioned applications for a hearing, such hearing to be consolidated with the hearing to be held in the related matter of Florida Georgia Television Co., Inc., WFGA-TV, Jacksonville, designated by our order of January 31, 1968 (supra), on the following issues:

(1) To determine, insofar as those activities relate to the qualifications of Wometco to be a broadcast licensee, whether stations WTVJ, Miami, Fla., or



WLOS-TV, Asheville, N.C., have been or are now being used in furtherance of anticompetitive activities with respect to the distribution of first-run motion pictures in Dade County, Fla.;

(2) To determine, in the light of evidence adduced under the foregoing issue, whether the grant of the above-captioned renewal applications would serve the public interest, convenience and necessity.

4. *It is further ordered*, That concerning the above issue, Antwin Theaters, Inc., shall have the burden of coming forward with the introduction of evidence, and that the burden of proof shall be on Wometco to show that the renewals of the licenses of WTVJ and WLOS-TV will serve the public interest, convenience and necessity.

5. *It is further ordered*, That Antwin shall be made a party to the entire consolidated proceeding herein ordered.

6. *It is further ordered*, That the Hearing Examiner, at the consolidated hearing herein ordered, shall first take evidence on the above designated issues, and that at the conclusion of that evidence, the Examiner shall, before proceeding with the comparative case previously ordered, prepare and issue an Initial Decision on the issues designated above.

7. *It is further ordered*, That, to avail itself of the opportunity to be heard, Wometco, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall, within twenty (20) days of the mailing of the order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date of the hearing and present evidence on the issues specified in this order.

8. *It is further ordered*, That Wometco shall pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: May 22, 1968.

Released: May 31, 1968.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>1</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 68-6692; Filed, June 5, 1968;  
8:49 a.m.]

[Docket Nos. 18130-18132; FCC 68M-865]

### FRESNO CABLE TV CO., INC.

#### Statement and Order Following Prehearing Conference

In re petitions by Fresno Cable TV Co., Inc., Fresno, Calif., Docket No. 18130, File No. CATV 100-139; Fresno Cable TV Co., Inc., Madera, Calif., Docket No.

<sup>1</sup> Commissioner Wadsworth absent.

18131, File No. CATV 100-214; Fresno Cable TV Co., Inc., Clovis, Calif.; Docket No. 18132, File No. CATV 100-230; for authority pursuant to § 74.1107 of the rules to operate CATV systems in the Fresno, California television market (ARB 90) and the Salinas-Monterey television market (ARB 60).

At a prehearing conference held on May 29, 1968, all parties agreed to the schedule of procedures set forth below:

August 14, 1968: Applicants will exchange their exhibits with other parties.

September 4, 1968: Hearing (continued from June 12, 1968).

So ordered.

Issued: May 29, 1968.

Released: June 3, 1968.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 68-6693; Filed, June 5, 1968;  
8:49 a.m.]

[Docket Nos. 16290, 16291; FCC 68R-227]

### WMGS, INC. (WMGS), AND OHIO RADIO, INC.

#### Memorandum Opinion and Order Enlarging Issues

In re applications of WMGS, Inc. (WMGS), Bowling Green, Ohio, Docket No. 16290, File No. BR-3097, for renewal of license; Ohio Radio, Inc., Bowling Green, Ohio, Docket No. 16291, File No. BP-16423, for construction permit.

1. This proceeding involves the application of WMGS, Inc. (WMGS), for renewal of license of its standard broadcast station WMGS, in Bowling Green, Ohio, and the mutually exclusive application of Ohio Radio, Inc. (Ohio Radio), for an identical new facility, also in Bowling Green. Various issues, including a standard comparative issue, were designated for consolidated hearing by order, FCC 65-1008, released November 16, 1965. Presently before the Review Board is a petition to enlarge issues,<sup>1</sup> filed February 20, 1968, by Ohio Radio, which seeks the addition of § 1.65 and financial issues against WMGS. The instant petition is untimely and Ohio Radio fails to show good cause for the delay.<sup>2</sup> However, in light of the serious public interest questions raised, the merits of the peti-

<sup>1</sup> The other pleadings before the Board are: (a) Opposition, filed Mar. 15, 1968, by WMGS; (b) comments, filed Mar. 15, 1968, by the Broadcast Bureau; (c) supplement to opposition, filed Mar. 21, 1968, by WMGS; (d) reply, filed Apr. 16, 1968, by Ohio Radio; (e) motion to strike, filed May 8, 1968, by WMGS; and (f) opposition to motion to strike, filed May 17, 1968, by Ohio Radio.

<sup>2</sup> The requested issues are primarily based on a judgment entered against several defendants, including WMGS, Inc. Said judgment was filed Oct. 17, 1967, 1 month prior to designation and more than 4 months before the present petition. The bare assertion that this evidence is "newly discovered" is unacceptable.

tion will be considered under the Edgefield-Saluda<sup>3</sup> standard.

2. In support of both requested issues, Ohio Radio submits with its petition a copy of a judgment entry in Case No. 231820 in the Common Pleas Court, Franklin County, Ohio, entitled First State Bank & Trust Company vs. The Memorial Foundation, et al., granting a cognovit judgment of \$138,982.01 jointly and severally against The Memorial Foundation (Foundation),<sup>4</sup> WPAR, Inc., WMGS, Inc., and various individuals. Ohio Radio argues that (a) the existence of this judgment has not been reported to the Commission and (b) if WMGS and/or the Foundation were required to pay the judgment in the amount rendered, "neither would be financially qualified" to continue the operation of Station WMGS. The Broadcast Bureau supports the request for a Rule 1.65 issue and suggests that the financial issue also be added in the absence of a sufficient account by WMGS of its ability to maintain its broadcast operation.

3. In opposition, WMGS concedes the existence of the judgment but characterizes it as an obligation of Foundation on which WMGS and the other named defendants have only contingent liability. WMGS notes that all outstanding shares of WMGS and WPAR were "pledged as collateral for the obligation of The Memorial Foundation"; and submits that, although the stock pledge agreement was not initially filed with the Commission, it has since been filed pursuant to Rule 1.613. WMGS argues that its failure to apprise the Commission of these circumstances was "inadvertent" and is attributable to Ohio Radio's "on-and-off" pursuit of its application.<sup>5</sup> WMGS argues that the judgment does not affect its financial competence and will be satisfied through the sale of Station WPAR. In a supplement to its opposition, WMGS submits a satisfaction of judgment acknowledging full payment of the judgment to the bank.

4. In reply, Ohio Radio again challenges the ability of Foundation to meet its obligation to WMGS, arguing that Foundation "had to use the funds from the sale of WPAR to satisfy" the bank's judgment. To further support its contention, Ohio Radio submits a 1967 consolidated balance sheet which allegedly

<sup>3</sup> The Edgefield-Saluda Radio Co. (WJES), 5 FCC 2d 148, 8 RR 2d 611 (1966).

<sup>4</sup> Foundation owns all of the issued and outstanding stock of its subsidiaries, WMGS, Inc. and WPAR, Inc., licensee of standard broadcast station WPAR, Parkersburg, W. Va. In a letter filed with the application of WMGS, Foundation states that it "will continue to advance such money as is necessary \* \* \* to provide for the continued operation of Station WMGS."

<sup>5</sup> WMGS cites the fact that the parties have twice filed joint agreements, contemplating the withdrawal of Ohio Radio, which have been denied by the Review Board. WMGS, Inc. (WMGS), 5 FCC 2d 607, 8 RR 2d 810 (1966), review denied FCC 67-236; and 10 FCC 2d 169, 11 RR 2d 351 (1967), review denied FCC 67-1355.



reflects the poor financial posture of Foundation and its subsidiaries.<sup>6</sup>

5. Substantial questions have been raised as to the continuing efforts of WMGS to inform the Commission of the existence of significant developments concerning its application as required by the Commission's Rules. WMGS argues that its admitted but allegedly "inadvertent" failure to report the judgment on which the request for a Rule 1.65 issue is based, is attributable to the long duration of this "on-and-off" proceeding. This explanation is inadequate; neither the mere passage of time, nor the submission of joint agreements relieves the petitioner of the responsibility of maintaining the continuing accuracy of its application. In its opposition, WMGS also recognizes its failure to "initially" file the stock pledge agreement in accordance with Rule 1.613. In fact, said agreement appears to have been filed almost 3 years after its execution.<sup>7</sup> No explanation of any kind is offered for the delay. WMGS will be required to satisfactorily explain its conduct with regard to these matters.

6. A review of the financial data contained in the amended application of WMGS and in its motion to strike, reveals that the applicant has continually operated from a deficit position.<sup>8</sup> Nevertheless, Foundation has, on at least two occasions, assured the Commission of its intention to "continue to advance such money as is necessary" to continue the operation of WMGS.<sup>9</sup> Yet, no financial information has been submitted demonstrating Foundation's financial situation; thus, the Board is unable to realistically determine the financial capability of the parent corporation to sustain the activities of its subsidiary. See *The Colonial Network, Inc.*, 5 FCC 654, decided June 22, 1938 (cited with approval in *KXYZ Tele-*

vision, Inc., 8 FCC 2d 937, 10 RR 2d 681, review denied FCC 67-1313); Compare *Theodore Granik*, 66R-39, 2 FCC 2d 519, released January 28, 1966. Further inquiry at hearing will therefore be required.

7. Accordingly, it is ordered, That the petition to enlarge issues, filed February 20, 1968, by Ohio Radio, Inc., is granted; and

8. It is further ordered, That the motion to strike, filed May 8, 1968, by WMGS, Inc., is denied; and

9. It is further ordered, That the issues in this proceeding are enlarged by the addition of the following issues:

(1) To determine the facts and circumstances with respect to WMGS, Inc.'s failure to timely inform the Commission of (a) an adverse judgment rendered in *First State Bank & Trust Company vs. The Memorial Foundation et al.*, Case No. 231820, Court of Common Pleas, Franklin County, Ohio, pursuant to § 1.65 of the Commission's rules; and (b) a 1965 stock pledge agreement with the *First State Bank & Trust Co.*, pursuant to §§ 1.65 and 1.613 of the Commission's rules; and to determine the effect of such facts and circumstances on WMGS, Inc.'s requisite and comparative qualifications to receive a grant of its application.

(2) To determine whether WMGS, Inc. will require financial assistance from *The Memorial Foundation* in order to continue operating its broadcast facility; and, if so, whether such funds will be available.

10. It is further ordered, That the burdens of proceeding with the introduction of evidence and proof on the issues added herein will be on WMGS, Inc.

Adopted: May 29, 1968.

Released: June 4, 1968.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 68-6694; Filed, June 5, 1968;  
8:50 a.m.]

[Docket Nos. 16290, 16291; FCC 68R-226]

### WMGS, INC. (WMGS), AND OHIO RADIO, INC.

#### Memorandum Opinion and Order Enlarging Issues

In re applications of WMGS, INC. (WMGS), Bowling Green, Ohio, Docket No. 16290, File No. BR-3097, for renewal of license; Ohio Radio, Inc., Bowling Green, Ohio, Docket No. 16291, File No. BP-16423, for construction permit.

1. The above-captioned mutually exclusive applications were designated for comparative hearing by Commission order, FCC 65-1008, released November 16, 1965. Also designated were an air hazard issue and an antenna efficiency issue as to Ohio Radio, Inc. (Ohio Radio). The parties have since twice filed joint petitions for approval of an agreement looking toward dismissal of the Ohio Radio application, and a grant of the

WMGS, Inc. (WMGS) renewal application. Both of these petitions have been denied.<sup>1</sup> On March 15, 1968, WMGS filed the untimely petition presently before the Board,<sup>2</sup> seeking addition of a financial qualifications issue and issues to determine whether Ohio Radio has complied with the reporting requirements of §§ 1.65 and 1.613 of the Commission's rules.

2. There is no merit in WMGS' argument that good cause for its failure to file the instant motion until almost 2½ years after designation, despite its long time knowledge of the matters raised, inheres in the fact that such matters "relate in large part to the failure of Ohio Radio to fulfill its continuing obligation to disclose in this proceeding information pertinent to the consideration of the application." Nevertheless, in view of the serious nature of those matters, the Board has examined the instant petition pursuant to the criteria enunciated in *The Edgefield-Saluda Radio Company (WJES)*, 5 FCC 2d 148, 8 RR 2d 611 (1966), and has found merit therein to the extent hereafter indicated.

3. WMGS' request for a financial qualifications issue is essentially bottomed on no more than the lapse of time occasioned by the parties' two unsuccessful efforts to attain Board approval of the same agreement (on what the Board found to be virtually the same grounds)—the very same factor which WMGS so unpersuasively cites herein as establishing good cause for its grossly untimely filing. In seeking addition of a financial issue WMGS notes that the \$115,000 bank loan commitment on which Ohio Radio's financing depends has expired; that Ohio Radio's equipment proposal has not been amended to reflect the current state of facts; and that prosecution of another pending Ohio Radio application has so altered its financial

<sup>1</sup> WMGS, Inc. (WMGS), 5 FCC 2d 607, 8 RR 2d 810, released Nov. 14, 1966, review denied FCC 67-236; WMGS, Inc. (WMGS), 10 FCC 2d 169, 11 RR 2d 351, released Oct. 5, 1967, review denied FCC 67-1355.

<sup>2</sup> The Board also has before it Bureau comments, filed Apr. 11, 1968, an opposition and a supplement filed by Ohio Radio on Apr. 11 and 18, respectively, a reply filed by WMGS on Apr. 18, 1968, and a reply to supplement filed by WMGS on Apr. 19, 1968. Also before the Board is a request for official notice filed by Ohio Radio on May 1, 1968 (see footnote 3, *infra*). Finally, the Board has before it a May 1, 1968 pleading by Ohio Radio attaching an affidavit in support of that applicant's opposition pleading which the Board is asked to accept nunc pro tunc on grounds that the affidavit was "inadvertently" omitted from the opposition pleading filed Apr. 11, 1968. This pleading has also been accepted. However, it is both apparent from this opinion and the companion document (FCC 68R-227), and worthy of note, that much of the "administrative burden" which these same parties argued in connection with their two requests for approval of agreement that they wished to spare the Commission, has been consistently imposed by the parties themselves in the name of "inadvertence," which is cited throughout these two sets of pleadings both as grounds for violation of the Commission's procedural rules and as a defense to substantive charges.

<sup>6</sup> On May 8, 1968, WMGS filed a motion to strike which requests that allegedly "new matter" presented in Ohio Radio's reply (including the 1967 balance sheet) be disregarded, or, in the alternative, that the Board also consider the recent financial statements submitted by this applicant. Where decisionally significant, the reply does not contain "new matter" and is properly responsive to the presentation made in the opposition. However, although the recent WMGS balance sheets are offered in an unauthorized pleading, they too will be considered in order to realistically appraise the financial qualifications of the applicant.

<sup>7</sup> A copy of the stock pledge agreement, dated May 26, 1965, was filed with the ownership records of Station WPAR on May 4, 1968.

<sup>8</sup> The WMGS balance sheet of Apr. 30, 1964 indicates a deficit of \$96,561.72; the Sept. 25, 1964 balance sheet reveals a \$94,149.87 deficit; the balance sheet of July 31, 1965 shows a seven month profit of \$13,913.47 set off against an earned surplus deficit of \$122,040.14; and the Mar. 31, 1968 balance sheet (contained in the motion to strike) reflects an \$18,078.47 deficit.

<sup>9</sup> The most recent evidence of Foundation's commitment to the continued operation of WMGS is found in a note attached to the Mar. 31, 1968 WMGS balance sheet. Therein, Foundation indicates that it is prepared to capitalize a \$258,356.91 obligation payable from WMGS to Foundation; and in any event, pending this recapitalization, Foundation "will not press for payment on this obligation."



posture that the outdated commitment would now in any case be insufficient. While it is true that only Ohio Radio's own lack of diligence in keeping its application current lent WMGS' motion the semblance of substantive justification, such lack of diligence cannot be held to bear on the applicant's financial posture; no other justification remains for the requested enlargement since Ohio Radio has filed with its opposition current letters, presently the subject of a pending amendment,<sup>3</sup> from both its bank and its equipment supplier. The current bank letter reaffirms and increases from \$115,000 to \$150,000 the bank's commitment subject only to the usual conditions. This letter, which represents sufficient funds to cover any alleged new costs, is identical in all respects to that it replaces save for the fact that the present letter bears no time limitation. Two years ago under virtually identical circumstances the Board denied WMGS' request for the same issue. WMGS, Inc. (WMGS), 2 FCC 2d 686, 7 RR 2d 194 (1966). The request must be denied again; the passage of time has given it no greater merit.

4. WMGS requests a § 1.65 inquiry<sup>4</sup> on the basis of Ohio Radio's failure to keep its financial proposal current; failure to amend to reflect new interests in radio, television, CATV, and newspapers; and failure to amend to reflect substantial changes in the number of stockholders in Ohio Radio.<sup>5</sup> In opposition to the request, Ohio Radio admits its failure to report the cited changes; justifies this failure as to several broadcast interests on the ground that they were reported to the Board in pleadings connected with the proposed dismissal agreement, rendering any § 1.65 violation purely formal and not substantive; argues that concealment was similarly not involved with respect to its publishing company interests, since they were reported to the Commission in connection with the renewal of an Ohio Radio FM station; defends its failure to report CATV interests largely on the ground of insignificance; and finally, argues that the stock ownership changes are not governed by § 1.65 since no control change was involved, none of the new stockholders has more than a 1 percent interest, and there would be no effect on Ohio Radio's comparative position. All the challenged unreported interests are presently the sub-

ject of the pending Ohio Radio amendment.<sup>6</sup> While the matters pled in opposition may in some instances constitute mitigating factors to be considered by the Examiner, they cannot be held to obviate the need for full hearing inquiry into Ohio Radio's total failure, over a period of years, to report changed circumstances of a type which goes to the very heart of its comparative status.

5. An inquiry is similarly required with respect to Ohio Radio's admitted failure to report, pursuant to § 1.613, a stock pledge agreement entered into as part of a loan agreement by its principal stockholders in connection with another pending application. Ohio Radio's explanation that its failure to report was inadvertent is no more persuasive than WMGS' similar argument in the companion document (WMGS, Inc. (WMGS)), (FCC 68R-227) adopted this day. Neither the fact that the matter was reported in response to WMGS' instant motion to enlarge, nor the fact that there has been no default on the loan, excuses Ohio Radio's failure to report at the proper time or at any time prior to the filing of the instant petition. This issue will accordingly also be added.

6. Accordingly, it is ordered, That the Request for Official Notice and the Request for Acceptance Nunc Pro Tunc, filed May 1, 1968, by Ohio Radio, Inc., are granted; and

7. It is further ordered, That the petition to enlarge issues, filed on March 15, 1968 by WMGS, Inc. (WMGS), is granted to the extent indicated herein and denied in all other respects; and

8. It is further ordered, That the issues in this proceeding are enlarged by addition of the following issue:

To determine, with respect to the application of Ohio Radio, Inc., the facts and circumstances with respect to Ohio Radio, Inc.'s failure to timely inform the Commission of: (a) The acquisition of various broadcast and nonbroadcast interests and changes in corporate stock ownership, pursuant to § 1.65 of the Commission's rules; and (b) a stock pledge agreement with the City National Bank & Trust Co., pursuant to §§ 1.65 and 1.613 of the Commission's rules; and to determine the effect of such facts and circumstances on Ohio Radio, Inc.'s requisite and comparative qualifications to receive a grant of its application.

9. It is further ordered, That the burdens of proceeding with the introduction of evidence and proof on the added issue herein will be on Ohio Radio, Inc.

Adopted: May 29, 1968.

Released: June 4, 1968.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>7</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 68-6695; Filed, June 5, 1968;  
8:50 a.m.]

<sup>3</sup> Ohio Radio does not attempt to explain its failure to report specific newspaper holdings, merely alleging that they too will be reported in the pending amendment.

<sup>7</sup> Review Board Member Stone concurring.

## FEDERAL POWER COMMISSION

[Docket No. E-7419]

### BLACK HILLS POWER AND LIGHT CO.

#### Notice of Application

MAY 29, 1968.

Take notice that on May 20, 1968, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Black Hills Power and Light Co. (Applicant), a corporation organized under the laws of the State of South Dakota and authorized to do business in the States of South Dakota, Wyoming, and Montana with its principal business office in Rapid City, S. Dak., seeking an order to acquire certain electric transmission facilities from Butte Pipeline Co. (Butte).

Applicant is engaged in the generation, transmission, distribution and sale of electric energy in a territory comprising 18 incorporated communities and various unincorporated communities and rural areas located in nine counties in western South Dakota and northeastern Wyoming.

The electric facilities which Applicant proposes to acquire include, among other things, a 47 kv single pole transmission line approximately 33 miles in length and a 1,000 kva substation, 47 kv to 2,400 volts. The transmission line is connected to a 47 kv transmission line of Applicant at the point near Colony, Wyo., and terminating at the Butte Pumping Station. Applicant has served Butte as a retail customer since January 7, 1957. Applicant has agreed to pay Butte \$100,000 for the 47 kv transmission line and substation facilities. Applicant has ascertained the original cost of the facilities to be \$147,220.28. On the basis of Applicant's annual depreciation expense rates, Applicant has calculated the accumulated provision for depreciation to May 1, 1968, to be \$43,682.39. The depreciated cost of the facilities at May 1, 1968, as calculated, are \$103,537.89.

Applicant states that the electric facilities of Butte are a natural addition to Applicant's properties. Applicant's general offices and its technical staff located in Rapid City are in close proximity to such facilities. With the discovery and development of the Bell Creek Oil Field in southeastern Montana, other industrial loads, in addition to Butte's pumping station, have developed, which require electric power and energy and Applicant as a public utility is capable and willing to provide the electric power requirements of such loads. For these reasons, among others, Applicant firmly believes that the acquisition of Butte's electric facilities is in the public interest.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 24, 1968, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests, in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR

<sup>3</sup> Official notice of the pending amendment is taken, as requested by Ohio Radio in a pleading filed on May 1, 1968.

<sup>4</sup> Section 1.65 of the Commission's rules provides as follows: "Each applicant is responsible for the continuing accuracy and completeness of information furnished in a pending application or in Commission proceedings involving a pending application. Whenever the information furnished in the pending application is no longer substantially accurate and complete in all significant respects, the applicant shall as promptly as possible and in any event within 30 days, unless good cause is shown, amend or request the amendment of his application so as to furnish such additional or corrected information as may be appropriate."

<sup>5</sup> Ohio Radio ownership report filed July 6, 1967.



1.8 or 1.10). The application is on file and available for public inspection.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6642; Filed, June 5, 1968;  
8:45 a.m.]

[Docket No. G-3031, etc.]

### CITIES SERVICE CO. ET AL.

#### Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates; Correction

MAY 28, 1968.

Cities Service Co. (Operator) et al. and other Applicants listed herein, Docket Nos. G-3031 et al.; Southern Union Production Co., Docket No. CI61-1265.

In notice of applications for certificates, abandonment of service and petitions to amend certificates, issued May 17, 1968, and published in the FEDERAL REGISTER May 25, 1968 (F.R. Doc. 68-6178), 33 F.R. 7736, Docket Nos. G-3031 et al., column 5, for Docket No. CI61-1265: Change price to read 12.0529095 cents per Mcf in lieu of 12 cents.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6649; Filed, June 5, 1968;  
8:46 a.m.]

[Docket No. CP68-320]

### CITIES SERVICE GAS CO.

#### Notice of Application

MAY 28, 1968.

Take notice that on May 20, 1968, Cities Service Gas Co. (Applicant), Post Office Box 25128, Oklahoma City, Okla. 73125, filed in Docket No. CP68-320 an application pursuant to sections 7(b) and 7(c) of the Natural Gas Act for permission and approval to replace and abandon by reclaiming certain natural gas facilities and for a certificate of public convenience and necessity authorizing the construction and operation of certain other transmission and compressor facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks permission and approval to replace and reclaim approximately 4.99 miles of existing 4-inch natural gas pipeline with approximately 4.99 miles of 6-inch pipeline in Brown County, Kans.

Further, Applicant seeks authorization to construct and operate one 1,350 horsepower compressor unit at its existing Sublette Compressor Station in Haskell County, Kans., and to two 2,000 horsepower compressor units at its existing Straight Compressor Station in Texas County, Okla.

The total estimated cost of the proposed facilities is \$1,903,740, which cost

reflects the cost of removal and salvage credit for facilities to be abandoned, and which will be paid from treasury cash.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before June 26, 1968.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6643; Filed, June 5, 1968;  
8:45 a.m.]

[Docket No. RI68-525]

### CONTINENTAL OIL CO.

#### Order Amending Order Accepting Contract, Providing for Hearings on and Suspension of Proposed Changes in Rates To Permit Substitute Rate Filing

MAY 22, 1968.

On March 4, 1968, Continental Oil Co. (Continental), filed with the Commission a proposed change in rate from 10.0472 cents to 16.75 cents per Mcf, which pertains to its jurisdictional sales of natural gas from the Eugene Island Area, Offshore Louisiana, to United Gas Pipe Line Co. (United). The Commission by order issued March 28, 1968, suspended for 5 months Continental's rate filing until September 4, 1968, and thereafter until made effective in the manner prescribed by the Natural Gas Act. The suspended rate has not been made effective pursuant to section 4(e) of the Natural Gas Act.

On April 26, 1968, Continental submitted an amended notice of change, designated as Supplement No. 1 to Supplement No. 13 to Continental's FPC Gas Rate Schedule No. 106, amending Supplement No. 13 to its aforementioned rate schedule, to reflect proposed increases for gas sold to United to rates equal to the area increased ceiling level as set forth

in the Commission's statement of general policy No. 61-1, as amended, in lieu of the 16.75 cents renegotiated rate proposed in the increased rate filing previously submitted and suspended in Docket No. RI68-525 for 5 months from April 4, 1968, until September 4, 1968. Continental requests that its amended rate filing be substituted for the prior increased rate filing and that the March 28, 1968 order, insofar as it pertains to Docket No. RI68-525, be amended to conform to the rate changes proposed in the amended rate increase filing. The proposed substitute rate filing is set forth in Appendix "A" hereof.

The increases, considered "fractured" rate increases since the proposed rates are only a portion of the contractually authorized rate, amount to \$16,516 annually, a decrease of \$7,889 annually from the previously reported annual increase of \$24,405. Although the proposed rates, 14 cents for gas produced from areas in the Federal Domain and 15.75 cents for gas produced from areas subject to the taxing jurisdiction of the State of Louisiana, do not exceed the area's ceiling for increased rates as set forth in the Commission's statement of general policy No. 61-1, as amended (18 CFR 2.56), they are suspended for 1 day from May 27, 1968, the date of expiration of the statutory notice for the substitute rate filing, since Continental did not submit with the substitute increased rate filing a waiver of its right to file for the remaining increment of its contractually due rates.

Continental requests an effective date of April 4, 1968, for its substitute rate filing. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for Continental's substitute rate filing and such request is denied.

The Commission finds: Good cause exists for amending the Commission's order issued March 28, 1968, in Docket No. RI68-525, to the extent hereinafter provided.

The Commission orders:

(A) The suspension order issued March 28, 1968, in Docket No. RI68-525, is amended only so far as to permit the 14 cents and 15.75 cents per Mcf rates contained in Supplement No. 1 to Supplement No. 13 to Continental's FPC Gas Rate Schedule No. 106 to be filed to supersede the 16.75 cents rate provided by Supplement No. 13 to Continental's aforementioned rate schedule, subject to the suspension proceeding in Docket No. RI68-525. The suspension period for such substitute rate filing shall terminate on May 28, 1968.

(B) Supplement No. 1 to Supplement No. 13 to Continental's FPC Gas Rate Schedule No. 106 shall become effective subject to refund on May 28, 1968, if within 20 days from the date of the issuance of this order, Continental shall execute and file in Docket No. RI68-525 its agreement and undertaking to comply with the refunding and reporting procedures required by the Natural Gas



Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of a copy thereof upon the purchaser, United Gas Pipe Line Co. Unless Continental is advised to the contrary within 15 days after the filing of

its agreement and undertaking, the agreement and undertaking shall be deemed to have been accepted.

(C) In all other respects, the order issued by the Commission on March 28, 1968, in Docket No. RI68-525, shall re-

main unchanged and in full force and effect.

By the Commission.

[SEAL]

GORDON M. GRANT,  
Secretary.

## APPENDIX A

| Docket No.   | Respondent  | Rate scheduled No. | Supplement No. | Purchaser and producing area                                       | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until | Cents per Mcf              |                         | Rate in effect subject to refund in docket Nos. |
|--------------|---|--------------------|----------------|--|---------------------------|----------------------|---------------------------------|----------------------|----------------------------|-------------------------|---|
|              |   |                    |                |  |                           |                      |                                 |                      | Rate in effect             | Proposed increased rate |   |
| RI68-525.... | Continental Oil Co.,<br>Post Office Box 2197,<br>Houston, Tex. 77001,<br>Attn: Mr. R. E. Galbraith. | 106                | 1 to 13        | United Gas Pipe Line Co. (Eugene Island Area, Offshore Louisiana). | \$9,593<br>6,923          | 4-26-68              | 5-27-68                         | 5-28-68              | 6.7 10.0472<br>7.8 10.0472 | 6.6 14.0<br>6.6 15.75   |   |

<sup>1</sup> Amends prior notice submitted on Mar. 4, 1968, reflecting a proposed renegotiated rate of 16.75 cents which was suspended in Docket No. RI68-525 until Sept. 4, 1968.

<sup>5</sup> Pressure base is 15.025 p.s.i.a.

<sup>6</sup> Price for gas produced from area in the Federal Domain.

<sup>7</sup> Subject to a downward B.t.u. adjustment.

<sup>8</sup> Price for gas produced from area subject to the taxing jurisdiction of the State of Louisiana.

<sup>4</sup> "Fractured" rate increase. Contractually due 16.75 cents per Mcf.

[F.R. Doc. 68-6655; Filed, June 5, 1968; 8:46 a.m.]

[Docket No. RI68-606 etc.]

## DAVIS DRILLING, INC., ET AL.

## Order Accepting Contract Agreement, Providing for Hearings on and Suspension of Proposed Changes in Rates; Correction

MAY 22, 1968.

Davis Drilling, Inc. (Operator) et al. and other Respondents listed herein, Docket Nos. RI68-606 et al.; Texaco, Inc. (Operator) et al. Docket No. RI68-609.

In order accepting contract agreement, providing for hearings on and suspension of proposed changes in rates, issued May 2, 1968, and published in the FEDERAL REGISTER May 10, 1968 (F.R. Doc. 68-5528), 33 F.R. 7052, Docket No. RI68-609, Texaco, Inc. (Operator) et al.: Under "Date Suspended Until" column, opposite Rate Schedule No. 222, Supplement No. 6, change "12-12-68" to read "10-12-68", and opposite Rate Schedule No. 282, Supplement No. 6, change "12-12-68" to read "10-12-68".

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6644; Filed, June 5, 1968; 8:45 a.m.]

[Docket No. E-7422]

## GULF STATES UTILITIES CO. AND CENTRAL LOUISIANA ELECTRIC CO., INC.

## Notice of Application

MAY 29, 1968.

Take notice that on May 21, 1968, Gulf States Utilities Co. (Applicant), filed an application seeking an order pursuant to section 203 of the Federal Power Act authorizing the sale of certain electric transmission facilities located in Acadia Parish, approximately 4 miles south of Eunice, La., to Central Louisiana Electric Co., Inc. (CLECO).

Applicant is incorporated under the laws of the State of Texas with its principal business office at Beaumont, Tex. and is engaged in the electric

utility business in southeastern Texas and south central Louisiana.

CLECO is incorporated under the laws of the State of Louisiana with its principal business office at Pineville, La., and is engaged in the electric utility business in southwestern Louisiana.

The electric transmission facilities proposed to be sold comprise a portion of the company's 500,000 volt extra-high-voltage transmission line No. 345 situated in a right of way or servitude commencing at the east property line of Richard Bulk Substation and extending easterly therefrom a distance of 3 miles, and; the electric transmission facilities which comprise that portion of a 138 kv double circuit line which extends from the Richard Bulk Substation structure to and including the RF Tower situated 35 feet east of north-south base line of Richard Bulk Substation.

These facilities have been and are being used for the interchange of electric energy with CLECO. CLECO will use the facilities to be disposed of for the same purpose.

The cash consideration for the facilities will be \$1,988,353.71.

Any person desiring to be heard or to make any protest with reference to said application should, on or before June 24, 1968, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6645; Filed, June 5, 1968; 8:45 a.m.]

[Docket No. E-7420]

## KENTUCKY UTILITIES CO.

## Notice of Application

MAY 29, 1968.

Kentucky Utilities Co. (Applicant), filed an application on May 20, 1968, seeking an order pursuant to section 203

of the Federal Power Act authorizing the disposition of certain of its electric facilities by sale to Powell Valley Electric Cooperative (Powell Valley).

Applicant is incorporated under the laws of the Commonwealth of Kentucky and is domiciled in the State of Tennessee. Its principal business office is at 120 South Limestone Street, Lexington, Ky. 40507. It is engaged in the electric utility business in 78 counties in the Commonwealth of Kentucky and one county in Tennessee.

Powell Valley is an electric cooperative engaged in the retail distribution of electric energy to approximately 10,500 customers in Lee, Scott, and Wise Counties, Va., and Claiborne, Grainger, Hancock, Hawkins, and Union Counties, Tenn.

The facilities to be sold are located in Claiborne County, Tenn., and consist generally of Applicant's electric distribution systems located within the corporate limits of Tazewell, New Tazewell, and Cumberland Gap, Tenn., and in Claiborne, Tenn.: Except for a substation at Harrogate, Tenn., and the land on which it is located, a distribution facility serving about 29 customers in Bryson Mountain, and a 7,200/12,470 volt primary distribution line extending from the substation at Harrogate to the Virginia and Tennessee State line. The company also proposes to sell a portion of its 69,000 volt transmission line located in Claiborne County, Tenn. The price to be paid for the facilities by Powell Valley is \$864,550, subject to certain limited adjustments. Applicant states that said price was arrived at by arm's-length bargaining. The price is payable in cash at the time the transaction is closed. The proposed sale will result in the cancellation of certain agreements between Tennessee Valley Authority, Powell Valley, and Applicant, which agreements now provide for the use by the Applicant of a portion of the transformer capacity in Powell Valley's Tazewell substation. Applicant states that upon the sale of the Tennessee property there will be no further requirement for this capacity.

The proposed sale follows upon the decision of the U.S. Supreme Court in



**Hardin v. Kentucky Utilities Company**  
46 L.W. 4134, decided January 16, 1968. Applicant states that under that decision the Tennessee Valley Authority secured the right, through its distributor, Powell Valley, to serve all of the citizens of Claiborne County including those now supplied by the company from the facility to be sold. Applicant states that, as a tax-paying industry, it is not in a position to compete with the lower rates of the Authority. Powell Valley will continue to serve the customers in the area now supplied by Applicant.

Any person desiring to be heard or to make any protest with reference to said application should, on or before June 21, 1968, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6646; Filed, June 5, 1968;  
8:45 a.m.]

[Docket No. CP68-321]

**NORTH CENTRAL PUBLIC SERVICE  
CO. AND MICHIGAN WISCONSIN  
PIPE LINE CO.**

**Notice of Application**

MAY 28, 1968.

Take notice that on May 20, 1968, North Central Public Service Co. (Applicant), 1080 Montreal Avenue, St. Paul, Minn. 55102, filed in Docket No. CP68-321 an application pursuant to section 7(a) of the Natural Gas Act for an order of the Commission directing Michigan Wisconsin Pipe Line Co. (Respondent) to establish physical connection of its transmission facilities with the facilities to be constructed by Applicant and to sell and deliver to Applicant volumes of natural gas for resale and distribution in an unincorporated area northwest of Fort Madison, Iowa, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks an order of the Commission directing Respondent to construction and operate a sales measuring station to provide a new delivery point for Applicant on a lateral which Respondent proposes to construct from its Keokuk, Iowa, lateral to serve a fertilizer plant being built by Sinclair Petrochemicals, Inc. Applicant seeks that Respondent be ordered to sell and deliver through the new point of connection volumes of natural gas for resale and distribution by Applicant in the aforementioned unincorporated area.

The estimated third year peak day and annual requirements of the proposed distribution service are 120 Mcf and 12,970 Mcf, respectively.

The total estimated cost of the proposed distribution system is \$49,650, which will be financed through the use of current funds or through short term bank loans.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before June 24, 1968.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6647; Filed, June 5, 1968;  
8:45 a.m.]

[Docket No. RI68-400]

**PROGRESS PETROLEUM, INC.**

**Order Amending Order; Correction**

MAY 22, 1968.

L. J. Onstott, doing business as Progress Petroleum, Inc. (Operator).

In order amending order providing for hearings on and suspension of proposed changes in rates to permit substitute rate filing, issued May 7, 1968, and published in the FEDERAL REGISTER May 14, 1968 (F.R. Doc. 68-5677), 33 F.R. 7133, paragraph (A), line 1: Change "The suspension order issued, July 31, 1968," to read "The suspension order issued January 31, 1968."

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6648; Filed, June 5, 1968;  
8:45 a.m.]

[Docket No. CP67-168]

**SOUTHERN NATURAL GAS CO.**

**Notice of Petition To Amend**

MAY 28, 1968.

Take notice that on May 20, 1968, Southern Natural Gas Co. (Petitioner), Post Office Box 2563, Birmingham, Ala. 35202, filed in Docket No. CP67-168 a petition to amend the order issued therein on August 31, 1967, by requesting that an increase in the contract demand deliverable to South Georgia Natural Gas Co. (South Georgia), be increased, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

By the order issued in Docket No. CP67-168 on August 31, 1967, Petitioner was authorized to sell and deliver to South Georgia a contract demand of 58,000 Mcf. Petitioner now states that it and South Georgia have entered into a revised service agreement, effective November 1, 1969, providing for an increase in South Georgia's contract demand to 60,500.

Petitioner, therefor, requests that the order of August 31, 1967, be amended by increasing to 60,500 Mcf the contract demand deliverable to South Georgia.

Protest or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before June 26, 1968.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6650; Filed, June 5, 1968;  
8:46 a.m.]

[Docket No. CP68-323]

**TIDAL TRANSMISSION CO.**

**Notice of Application**

MAY 29, 1968.

Take notice that on May 23, 1968, Tidal Transmission Co. (Applicant), 608 Gulf States Building, Dallas, Tex. 75201, filed in Docket No. CP68-323 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of pipeline facilities in the offshore Louisiana area and the transportation and sale of natural gas in interstate commerce, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to construct and operate a pipeline system consisting of 52 miles of pipeline ranging in diameter to a 16-inch line, commencing in Federal Block 225 in the West Cameron area and extending to an onshore delivery point in Cameron Parish, La., where it is to connect up with existing facilities of Natural Gas Pipeline Company of America (Natural).

Total estimated cost of the above facilities is \$6,800,000, which cost is to be financed through the issuance of long term secured notes, participating preferred stock and common stock.

Under an agreement between Applicant and Natural, Applicant is obligated to receive and transport for Natural all natural gas which Natural may cause to be delivered to Applicant up to the capacity of Applicant's system, and to redeliver to Natural equivalent volumes at the onshore delivery point. The agreement further provides for demand charge of 4 cents per Mcf multiplied by the number of days in the applicable month or portion thereof times the applicable contract demands up to 80,250 Mcf per day during the first 3 years and 58,850 Mcf per day thereafter. Natural is to pay a unit charge of 2 cents per Mcf in excess of 80,250 Mcf per day.

In addition, Applicant intends to transport liquid hydrocarbons produced in conjunction with the natural gas at a charge of 20 cents per barrel.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before June 26, 1968.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal



hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6651; Filed, June 5, 1968;  
8:46 a.m.]

[Docket No. CP68-322]

## WESTERN GAS INTERSTATE CO.

### Notice of Application

MAY 28, 1968.

Take notice that on May 21, 1968, Western Gas Interstate Co. (Applicant), Fidelity Union Tower, Dallas, Tex. 75201, filed in Docket No. CP-68-322 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities in Beaver County, Okla., for the transportation of natural gas in interstate commerce, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks authorization to construct, install, and connect a 2-inch pipeline and appurtenant facilities extending for a distance of approximately 4,840 feet from a point on Applicant's East Line to a point at or adjacent to the Blaik Oil Co.'s Beaver City Gas Well No. 1, located in Beaver County, Okla.

The total estimated cost of the proposed pipeline and facilities is \$6,321, which will be financed from treasury funds.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before June 17, 1968.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6652; Filed, June 5, 1968;  
8:46 a.m.]

[Docket No. CP68-326]

## WESTERN GAS INTERSTATE CO.

### Notice of Application

MAY 28, 1968.

Take notice that on May 24, 1968, Western Gas Interstate Co. (Applicant), 1500 Fidelity Union Tower, Dallas, Tex. 75201, filed in Docket No. CP68-326 an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon a sale of natural gas and to abandon certain natural gas facilities used in such sale to Southern Union Gas Co. (Southern Union), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks permission and approval to abandon (1) a sale being made to Southern Union for resale to Peoples Division of Northern Natural Gas Co. in Texas County, Okla., and (2) the facilities used to render such sale.

Applicant states that the proposed abandonment will have no impact on its customers for the reason that the facilities to be abandoned are minor, consisting of a pipeline tap, valve assembly and 0.5 foot of 1-inch connecting line. Applicant further states that Cities Service Gas Co. has filed its application for a certificate in Docket No. CP 68-216 to enable it to take over this service and that the proposed abandonment will not take effect until Cities Service Gas Co.'s service begins.

The facilities to be abandoned were installed at a cost of \$50.

Protest or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before June 24, 1968.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6653; Filed, June 5, 1968;  
8:46 a.m.]

[Docket No. E-7418]

## WISCONSIN PUBLIC SERVICE CORP.

### Notice of Application

MAY 29, 1968.

Take notice that on May 15, 1968, Wisconsin Public Service Corp. (Applicant), filed an application under section 204 of the Federal Power Act, seeking an order authorizing the issuance of unsecured promissory notes in the aggregate principal amount not to exceed \$20 million.

Applicant is incorporated under the laws of the State of Wisconsin, with its principal business office at Milwaukee, Wis., and is engaged in the electric utility business in 22 counties in central and north-central Wisconsin and one adjacent county in Michigan.

The notes will be issued both to commercial banks and commercial paper dealers. Each note to commercial banks will have a maturity date not to exceed 12 months from the date of issuance. Each note to commercial paper dealers will have a maturity date not to exceed 9 months from date of issuance, and the total of the commercial paper will at no time exceed 25 percent of the Applicant's operating revenues for a recent 12 months' period preceding the latest issue. Based on revenues of the 12 months ended March 31, 1968, this commercial paper maximum would be \$18.9 million. Applicant contemplates the issuance of these notes without further application to this Commission, from time to time prior to December 31, 1969.

The proceeds from the sale of promissory notes will be used principally to provide interim financing for the construction of additions to the Applicant's electric generation, transmission, and distribution facilities, and its gas distribution facilities, as well as to provide funds for other current corporate transactions. Construction expenditures are estimated at \$67 million for 1968 and 1969. Major items which are included are the \$12.4 million, Applicant's share of 41 percent of a 527 mw nuclear plant at Kewaunee to be completed in 1972; \$11.6 million, Applicant's share of 32 percent of a 330 mw fossil fuel unit at Sheboygan; and \$6.7 million for several 345 kv lines and associated equipment. Permanent financing in various forms in 1968 and 1969 is intended to finance a portion of the construction expenditures and to pay all or a portion of the promissory notes outstanding at the time of such permanent financing.

Any person desiring to be heard or to make any protest with reference to said application should, on or before June 14, 1968, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-6654; Filed, June 5, 1968;  
8:46 a.m.]



## SECURITIES AND EXCHANGE COMMISSION

### AMERICAN CHECKMASTER SYSTEM, INC.

#### Order Suspending Trading

MAY 31, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of American Checkmaster System, Inc., Houston, Tex., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

*It is ordered*, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period June 1, 1968, through June 10, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 68-6659; Filed, June 5, 1968;  
8:47 a.m.]

[File No. 1-4672]

### CAMEO-PARKWAY RECORDS, INC.

#### Order Suspending Trading

MAY 31, 1968.

The common stock, 10 cents par value, of Cameo-Parkway Records, Inc., Philadelphia, Pa., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Cameo-Parkway Records, Inc., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

*It is ordered*, Pursuant to sections 15(c) (5) and 19(a) (4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period June 2, 1968, through June 11, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 68-6660; Filed, June 5, 1968;  
8:47 a.m.]

[File No. 2-14698]

### CORMAC CHEMICAL CORP.

#### Order Suspending Trading

MAY 31, 1968.

It appearing to the Securities and Exchange Commission that the summary

suspension of trading in the common stock of Cormac Chemical Corp., New York, N.Y., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

*It is ordered*, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period June 2, 1968, through June 11, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 68-6661; Filed, June 5, 1968;  
8:47 a.m.]

[70-4633]

### INTER-CITY GAS, LTD., ET AL.

#### Notice of Proposed Sale of Utility Assets to Nonaffiliate

MAY 31, 1968.

In the matter of Inter-City Gas Limited, Superior Gas Co., North Star Natural Gas Co., North Star Natural Gas Company of Wisconsin, Inc.

Notice is hereby given that Inter-City Gas Limited ("Inter-City"), 203 Portage Avenue, Winnipeg, Canada 2, a registered holding company, and its above-named subsidiary companies have filed a joint declaration, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a), 7, 12(c), and 12(d) of the Act and Rules 42 and 44 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the declaration which is summarized below, for a complete statement of the proposed transactions.

North Star Natural Gas Company of Wisconsin, Inc. ("North Star"), an indirect public-utility subsidiary company of Inter-City, proposes to sell and Wisconsin Gas Co. ("Wisconsin Gas"), a nonaffiliate gas utility subsidiary company of American Natural Gas Co., a registered holding company, proposes to acquire all of North Star's assets, except cash, as well as its franchises, and business. North Star will then liquidate and dissolve and all of its common stock will be canceled. The selling price is to be the book value, at date of closing, of North Star's assets, plus \$25,000. At December 31, 1967, such amount would have been approximately \$853,000. It is stated that any utility plant acquisition adjustments arising from the proposed transfer of assets will be eliminated as directed by regulatory bodies having jurisdiction. It is also stated that the negotiations relative to the sale of North Star's utility assets were conducted at arms-length and pursuant to a program which maintained competitive conditions.

North Star distributes natural gas to villages and cities in northwestern Wisconsin, an area which borders the area served by Wisconsin Gas. Inter-City represents that the proposed sale of assets

and the elimination of North Star from its holding company system is a step in a program to change its corporate organization in order that it may cease to be subject to the Act.

The fees and expenses in connection with the proposed transactions total \$2,500 including counsel fees of \$1,000 and accountant fees of \$1,000. The Public Service Commission of Wisconsin has authorized the sale of North Star's public-utility properties and the acquisition thereof by Wisconsin Gas. It is stated that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than June 17, 1968, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the declarants at the above-stated address, and proof of service (by affidavit or, in case of an attorney a law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBois,  
Secretary.

[F.R. Doc. 68-6662; Filed, June 5, 1968;  
8:47 a.m.]

## INTERSTATE COMMERCE COMMISSION

### FOURTH SECTION APPLICATIONS FOR RELIEF

JUNE 3, 1968.

Protests to the granting of an application must be prepared in accordance with Rule 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.



## LONG-AND-SHORT HAUL

FSA No. 41340—*Chlorine from Calvert, Ky., to St. Louis, Mo., and East St. Louis, Ill.* Filed by O. W. South, Jr., agent (No. A6012), for and on behalf of the Illinois Central Railroad Co. Rates on chlorine, in tank carloads, from Calvert, Ky., to St. Louis, Mo., and East St. Louis, Ill.

Grounds for relief—Market competition.

Tariff—Supplement 205 to Southern Freight Association, agent, tariff ICC S-272.

FSA No. 41341—*Class and commodity rates from and to Vredenburgh, Ala.* Filed by O. W. South, Jr., agent (No. A6011), for interested rail carriers. Rates on property moving on class and commodity rates, between Vredenburgh, Ala., on the one hand, and points in the United States and Canada, on the other.

Grounds for relief—New station and grouping.

FSA No. 41342—*Processed clay to Sherrin, Tex.* Filed by O. W. South, Jr., agent (No. A6013), for interested rail carriers. Rates on processed clay, in carloads, from specified points in Florida and Georgia, to Sherrin, Tex.

Grounds for relief—Market competition.

FSA No. 41343—*Chlorine to Palatka, Fla.* Filed by O. W. South, Jr., agent (No. A6014), for interested rail carriers. Rates on chlorine, in tank carloads, from McIntosh, Ala., and Charleston, Tenn., to Palatka, Fla.

Grounds for relief—Market competition.

Tariffs—Supplements 120 and 192 to Southern Freight Association, agent, tariffs ICC S-600 and S-484, respectively.

FSA No. 41344—*Chlorine from McIntosh, Ala., to Hamilton, Miss.* Filed by O. W. South, Jr., agent (No. A6015), for interested rail carriers. Rates on chlorine, in tank carloads, from McIntosh, Ala., to Hamilton, Miss.

Grounds for relief—Market competition.

Tariff—Supplement 120 to Southern Freight Association, agent, tariff ICC S-600.

By the Commission.

[SEAL]

H. NEIL GARSON,  
Secretary.

[P.R. Doc. 68-6679; Filed, June 5, 1968;  
8:48 a.m.]

[Notice 621]

### MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

MAY 31, 1968.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 340), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of

notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

#### MOTOR CARRIERS OF PROPERTY

No. MC 56082 (Sub-No. 62 TA), filed May 27, 1968. Applicant: DAVIS & RANDALL, INC., 154 Chautauqua Road, Post Office Box 390, Fredonia, N.Y. 14063. Applicant's representative: Ronald W. Malin, Bank of Jamestown Building, Jamestown, N.Y. 14701. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Malt beverages and related advertising materials*, from Newark, N.J., to Johnson City, Knoxville, Chattanooga, Cleveland, Columbia, Nashville, and Cookeville, Tenn., and empty malt beverage containers, on return, for 180 days. Supporting shipper: Pabst Brewing Co., Milwaukee, Wis. 53201, Attention: N. A. Domrose, General Traffic Manager. Send protests to: George M. Parker, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 518 Federal Office Building, 121 Ellicott Street, Buffalo, N.Y. 14203.

No. MC 106603 (Sub-No. 104 TA), filed May 27, 1968. Applicant: DIRECT TRANSIT LINES, INC., 200 Colrain Street SW., Grand Rapids, Mich. 49508. Applicant's representative: Ronald J. Mastel, 1800 Buhl Building, Detroit, Mich. 48226. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed in bags or in blocks and salt substitutes in mixed shipments with salt and salt products* (presently authorized), from (1) Manistee and Marysville, Mich., to points in Indiana and Illinois, and (2) Rittman, Ohio, to points in the Lower Peninsula of Michigan, Indiana, and Illinois, for 180 days. Supporting shipper: Morton Salt Co., 10335 Flora Street, Detroit, Mich. 48217. Send protests to: District Supervisor C. R. Flemming, Bureau of Operations, Interstate Commerce Commission, 221 Federal Building, Lansing, Mich. 48933.

No. MC 111729 (Sub-No. 264 TA), filed May 27, 1968. Applicant: AMERICAN COURIER CORPORATION, 222-17 Northern Boulevard, De Bevoise Building, Bayside, N.Y. 11361. Applicant's representative: Gerald L. Peace (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Business papers, records, and audit and accounting media of all kinds, and advertising material moving therewith*, (a) between Belpre, Ohio, on the one hand, and, on the other, points in

Calhoun, Dodridge, Gilmer, Jackson, Kanawha, Lewis, Marshall, Randolph, Ritchie, Roane, Taylor, Upshur, Wetzel, and Wirt Counties, W. Va.; (b) between Detroit, Mich., on the one hand, and, on the other, Chicago, Ill.; Fort Wayne and South Bend, Ind.; (c) between points in Delaware County, Pa., on the one hand, and, on the other, points in New Jersey; (d) between Pittsburgh, Pa., on the one hand, and, on the other, Bayonne, N.J.; Chicago, Ill.; New York, N.Y.; Rockville, Md.; and Washington, D.C. (2) *Small parts, including gears, pulleys, drive belts*, between Detroit, Mich., on the one hand, and, on the other, Chicago, Ill.; Fort Wayne and South Bend, Ind.; and Columbus and Toledo, Ohio. (3) *Exposed and processed film and prints, complementary replacement film, incidental dealer handling supplies and advertising literature moving therewith* (excluding motion picture film used primarily for commercial theatre and television exhibition), (a) between points in Delaware County, Pa., on the one hand, and, on the other, points in New Jersey; (b) between New York, N.Y., on the one hand, and, on the other, points in Berks, Bucks, Chester, Cumberland, Dauphin, Delaware, Franklin, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Monroe, Montgomery, Northampton, and York Counties, Pa.; (c) between Allentown, Pa., on the one hand, and, on the other, points in Fairfield, Hartford, Litchfield, New Haven (except Hartford and Windsor, Conn.), and New London Counties, Conn.; and points in Dutchess County, N.Y.

(4) *Works of art* (paintings, drawings, prints, and/or sculpture) between points in Suffolk County, Mass., on the one hand, and, on the other, points in Worcester County, Mass.; points in Hartford and New Haven Counties, Conn.; points in Bronx, Kings, Nassau, New York, Queens, Richmond, Suffolk, and Westchester Counties, N.Y., for 180. Supporting shippers: (1) Ohio Valley Data Control, Inc., 2505 Washington Boulevard, Belpre, Ohio 45714; (2) International Business Machines Corp., 7700 Second Boulevard, Detroit, Mich. 48202; (3) Millstat, Post Office Box 145, Wayne, Pa. 19807; (4) Market Science Associates, Inc., 119 Federal Street, Pittsburgh, Pa. 15212; (5) Classic Photo Laboratories, Inc., Post Office Box 1610, Allentown, Pa. 18105; (6) Fotochrome, Inc., 45-20 33d Street, Long Island City, N.Y. 11101; (7) Shore Galleries, 179 Newbury Street, Boston, Mass. 02116. Send protests to: E. N. Carignan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 118334 (Sub-No. 5 TA), filed May 27, 1968. Applicant: STAMULIS BROS., INC., 151 Walton Street, Portland, Maine 04103. Applicant's representative: Robert J. Gallagher, 111 State Street, Boston, Mass. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Bananas*, from Fall River, Mass., and Providence, R.I. (a) to points in the



New York, N.Y., commercial zone, as defined by the Commission, (b) Waterford, Conn., and (c) Lewiston, Maine, from Fall River, Mass. and Providence, R.I., to Ipswich, Mass., from Baltimore, Md., to Ipswich, Mass., for 180 days. Supporting shippers: United Fruit Sales Corp., Subsidiary of United Fruit Co., Prudential Center, Boston, Mass. 02199; Yell-O-Glow Banana Co., Inc., Mitchell Road, Ipswich, Mass. 01938. Send protests to: Donald G. Weiler, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 307, 76 Pearl Street, Portland, Maine 04112.

No. MC 129935 TA, filed May 27, 1968. Applicant: BARROWS TRANSFER AND STORAGE COMPANY, Armory Road, Waterville, Maine 04901. Applicant's representative: Arthur E. Finger, Jr., 30 Boylston Street, Cambridge, Mass. 02138. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, crated, from Monson and Dover-Foxcroft, Maine, to points in New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, District of Columbia, and Virginia, for 180 days. Supporting shipper: Moosehead Manufacturing Co., Monson, Maine. Send protests to: Donald G. Weiler, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 307, 76 Pearl Street, Portland, Maine 04112.

By the Commission.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-6680; Filed, June 5, 1968;  
8:48 a.m.]

[Notice 622]

### MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JUNE 3, 1968.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 340), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in

the field office to which protests are to be transmitted.

#### MOTOR CARRIERS OF PROPERTY

No. MC 75320 (Sub-No. 139 TA) (Amendment), filed May 13, 1968, published FEDERAL REGISTER, issue of May 21, 1968, and republished as corrected this issue. Applicant: CAMPBELL SIXTH-SIX EXPRESS, INC., Post Office Box 807, 233 East Mill Street, Road 65802, Springfield, Mo. 65801. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, dangerous explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment and injurious or contaminating to other lading), serving Henrietta, Mo., as an off-route point in connection with carrier's regular-route authority between Springfield, Mo., and Kansas City, Kans., for 180 days. NOTE: Applicant intends to tack the authority here applied for to other authority held by it. The purpose of this republication is to include adding an additional shipper. Supporting shippers: U.S. By Products, Inc., Post Office Box 11430, Kansas City, Mo. 64112; Almeg, Inc., Post Office Box 11430, Kansas City, Mo. 64112. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 94350 (Sub-No. 188 TA), filed May 29, 1968. Applicant: TRANSIT HOMES, INC., Haywood Road, Post Office Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Special purpose trailers* designed to be drawn by passenger automobiles, from points in Madison County and Campbell County, Tenn., to points in the United States (except Alaska and Hawaii), and *undercarriages*, on return, for 180 days. Supporting shipper: Manufacturing Division, Piggly Wiggly Corp., of America, Jackson, Tenn. Send protests to: Arthur B. Abercrombie, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 601A Federal Building, 901 Sumter Street, Columbia, S.C. 29201.

No. MC 100623 (Sub-No. 8 TA), filed May 29, 1968. Applicant: HOURLY MESSENGERS, INC., 1710-44 Wood Street, Philadelphia, Pa. 19103. Applicant's representative: V. Baker Smith, 123 South Broad Street, Philadelphia, Pa. 19109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Drugs, medicines, and pharmaceutical products* in packages of 50 pounds or less from Somerset, N.J., to points in Berks, Bucks, Chester, Dauphin, Delaware, Lancaster, Lebanon, Lehigh, Montgomery, Northampton, Philadelphia, and York Counties, Pa., for 180 days. Supporting shipper: E. R. Squibb & Sons, Inc., 745 Fifth Avenue, New York, N.Y. 10022. Send protests to: Ross A.

Davis, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 900 U.S. Customhouse, Second and Chestnut Streets, Philadelphia, Pa. 19106.

No. MC 108057 (Sub-No. 6 TA), filed May 29, 1968. Applicant: McDONNELL BROS., INC., 759 Riverside Avenue, Lyndhurst, N.J. 07071. Applicant's representative: James J. Farrel, 201 Montague Place, South Orange, N.J. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Nonferrous scrap metal and empty containers*, between points in Massachusetts, on the one hand, and, on the other, Newark, N.J., for 180 days. NOTE: Applicant states that nonferrous scrap metal will be transported from points in Massachusetts and empty containers consisting of barrels, bales, and boxes, will be transported to the Massachusetts points for the loading where necessary of the scrap. Supporting shipper: Louis Usin Co., Inc., Foot of Westinghouse Street, Newark, N.J. 07114. Send protests to: District Supervisor, Joel Morrows, Bureau of Operations, Interstate Commerce Commission, 970 Broad Street, Newark, N.J. 07102.

No. MC 108207 (Sub-No. 243 TA), filed May 28, 1968. Applicant: FROZEN FOOD EXPRESS, 318 Cadiz Street 75207, Post Office Box 5888, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, or irregular routes, transporting: *Frozen bakery products*, from Little Rock, Ark., to points in Ohio, Indiana, and Kentucky, for 180 days. NOTE: Applicant does not intend to tack with existing authority. Supporting shipper: Ole South Foods Co., Post Office Box 4461, Little Rock, Ark. 72204. Send protests to: E. K. Willis, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 109865 (Sub-No. 12 TA), filed May 28, 1968. Applicant: GEORGE H. KUSS, doing business as VALLEY TRANSPORTATION CO., Hogs Back Road, Oxford, Conn. 06483. Applicant's representative: Anthony C. Vance, Suite 301, Tavern Square, 421 King Street, Alexandria, Va. 22314. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in the same vehicle, in special operations, during the racing season, between Greenwich, Stamford, Norwalk, Bridgeport, Derby, Ansonia, Seymour, Beacon Falls, Naugatuck, Conn., on the one hand, and, on the other, Green Mountain Race Track, Pownal, Vt., for 150 days. Supporting shippers: There are approximately 38 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: District Supervisor David J. Kiernan, Bureau of Operations, Interstate Commerce Commission, 324 United



States Post Office Building, 135 High Street, Hartford, Conn. 06101.

No. MC 111103 (Sub-No. 27 TA), filed May 28, 1968. Applicant: PROTECTIVE MOTOR SERVICE COMPANY, INC., 725-29 South Broad Street, Philadelphia, Pa. 19147. Applicant's representative: James M. Demcisak, Land Title Building, Philadelphia, Pa. 19110. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Checks, payroll records, business papers, reports, and records, and audit and accounting media* (excluding plant removals), between points in Dauphin County, Pa., on the one hand, and, on the other, points in Prince Georges County, Md., for 150 days. Supporting shipper: D & H Distributing Co., Post Office Box 1967, 2525 North Seventh Street, Harrisburg, Pa. 17105. Send protests to: Peter R. Guman, District Supervisor, 900 U.S. Customhouse, Second and Chestnut Streets, Philadelphia, Pa. 19106.

No. MC 116702 (Sub-No. 28 TA), filed May 29, 1968. Applicant: THADDEUS A. GORSKI, doing business as GORSKI BULK TRANSPORT, 1570 Kildare Road, Windsor, Ontario, Canada. Applicant's representative: Clyde E. Herring, 1 Faragut Square South, Connecticut Avenue and I Street NW., Washington, D.C. 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Ammonium sulfide solution*, in tank vehicles, from Phillipsburg, N.J., to port of entry, on the international boundary line between the United States and Canada, at or near Detroit, Mich., for 150 days. Supporting shipper: Allied Chemical Corp., 40 Rector Street, New York, N.Y. 10006. Send protests to: District Supervisor Gerald J. Davis, Bureau of Operations, Interstate Commerce Commission, 1110 Broderick Tower, Detroit, Mich. 48226.

No. MC 123819 (Sub-No. 18 TA), filed May 29, 1968. Applicant: ACE FREIGHT LINE, INC., Post Office Box 2103, 261 East Webster Street, Memphis, Tenn. 38102. Applicant's representative: Bill R. Davis, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Charcoal and charcoal briquettes*, from Paris, Ark., to points in New York, New Jersey, Pennsylvania, Ohio, West Virginia, Maryland, and Tennessee, for 180 days. Supporting shipper: Forest Products Charcoal Co., Inc., and Arkansas Charcoal Co., Inc., 2753 Chelsea Avenue, Memphis, Tenn. 38108 (Andrew Sigel, General Manager). Send protests to: W. W. Garland, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 390 Federal Office Building, Memphis, Tenn. 38103.

No. MC 125708 (Sub-No. 89 TA), filed May 29, 1968. Applicant: HUGH MAJOR, 150 Sinclair Avenue, South Roxana, Ill. 62087. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by wholesale, retail, and chain grocery and food business houses, except meats, meat products,*

*meat byproducts, and dairy products as described in sections A and B of appendix I to the Report in Descriptions in Motor Carriers Certificates*, 61 M.C.C. 207 and 766, commodities in bulk and frozen foods, from Winneconne, Reedsville, Bear Creek, and Oconomowoc, Wis., to Brentwood, Mo., for 180 days. Supporting shipper: General Grocer Co., Box 7049 Main Post Office, St. Louis, Mo. 63177. Send protests to: Harold C. Joliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, Ill. 62704.

No. MC 129929 (Sub-No. 1 TA), filed May 28, 1968. Applicant: BE WELL FARMS, INC., Elm Street, Franklin, Mass. 02038. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meat and meat products*, fresh or frozen, loose or packaged; and *fish*, such as cakes, codfish; clam juice or broth; cooked or partially cooked fish or shrimp, frozen or unfrozen; smoked, salted, pickled, spiced, corned or kippered; sticks frozen; when moving in the same vehicle and at the same time with commodities, the transportation of which is otherwise exempt from economic regulations under section 203(b)(6) of the Interstate Commerce Act, as amended, and (2) *commodities*, the transportation of which is otherwise exempt from economic regulations under section 203(b)(6) of the Act, when moving in the same vehicle and at the same time with the commodities mentioned in (1) above, from Boston, Mass., to points in that portion of New York on and west of a line extending over a straight line from a point at or near Pulaski, N.Y., to Lake George, N.Y., and west of a line extending over U.S. Highway 9 to the junction of U.S. Highway 9 and U.S. Highway 6 at or near Peekskill, N.Y., and on and north of a line extending over U.S. Highway 6 from the junction of U.S. Highway 9 and U.S. Highway 6 to the junction of U.S. Highway 6 and New York Highway 17 at Goshen, N.Y., thence over New York Highway 17 to the junction of New York Highway 17 and Interstate Highway 90 at Westfield, N.Y., for 150 days. Supporting shippers: Icybay Slade Gorton & Co., Inc., 92 Central Street, Boston Mass. 02109; United Beef Co., 140-141 Newmarket Square, Boston 18, Mass. Send protests to: Richard D. Mansfield, District Supervisor, Interstate Commerce Commission, Bureau of Operations, John F. Kennedy Federal Building, Government Center, Boston, Mass. 02203.

No. MC 129938 TA, filed May 29, 1968. Applicant: WHITE SQUIRREL TRUCKING, INC., Rural Route No. 5, Olney, Ill. 62450. Applicant's representative: Robert T. Lawley, 306-308 Reisch Building, Springfield, Ill. 62701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Unfinished lumber*, from points in Illinois south of U.S. Highway No. 40 to points in Lake and Porter Counties, Ind., for 180 days. Supporting shippers: Arthur Legg, 1001 West Main Street, Fairfield, Ill.; Homer Legg, Fairfield, Ill.; Creston Lumber Co., Post Of-

fice Box 21, Creston, Ind.; Lubert Schnautz, Lumber Co., Clay City, Ill. Send protests to: Harold C. Joliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, Ill. 62704.

By the Commission.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-6681; Filed, June 5, 1968;  
8:48 a.m.]

[Notice 151]

## MOTOR CARRIER TRANSFER PROCEEDINGS

JUNE 3, 1968.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

F.D. No. 25110. By order of May 31, 1968, the Transfer Board approved the transfer to Lifschultz Transport, Inc., Dover, Del., of the corrected sixth amended permit and order in Nos. FF-164 and FF-164 (Sub-No. 3) issued September 12, 1967, to Arrow-Lifschultz Freight Forwarders, New York, N.Y., authorizing operations in interstate commerce as a freight forwarder of general commodities (1) between points in Arizona, California, Nevada, Oregon, and Washington, on the one hand, and, on the other, points in Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, Ohio, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, and Texas and (2) between points in California, on the one hand, and, on the other, Washington, D.C., and points in Vermont. Hylan Cooper, 450 Seventh Avenue, New York, N.Y. 10001, attorney for applicants.

No. MC-FC-35420. By order of May 31, 1968, the Transfer Board approved the lease to Ferman L. Strickland, doing business as Aurora Delivery, Anchorage, Alaska, of the operating rights in certificate No. MC-119402 (Sub-No. 2) issued March 3, 1965, to Robert A. Rehms, doing business as Palmer Transfer, Palmer, Alaska, authorizing the transportation of general commodities, with exceptions, between specified points and areas in Alaska. A. Robert Hahn, Jr., 542 Second Avenue, Anchorage, Alaska 99501, attorney for applicants.



No. MC-FC-70452. By order of May 22, 1968, the Transfer Board approved the transfer to T & T Transport, Inc., Blackstone, Mass., of the certificate of registration No. MC-58627 (Sub-No. 1) issued June 21, 1967, to Lawrence Freight Lines, Inc., Weston, Mass., evidencing the right to engage in transportation in interstate or foreign commerce solely within the State of Massachusetts, corresponding to irregular route common carrier certificate No. 6325, dated March 27, 1945, transferred and reissued December 15, 1966, by the Massachusetts Department of Public Utilities. John F. Curley, 33 Broad Street, Boston, Mass. 02109, attorney for applicants.

No. MC-FC-70453. By order of May 23, 1968, the Transfer Board approved the transfer to Ace Transportation Co., Inc., Albert Lea, Minn., of the operating rights in certificate No. MC-98633 (Sub-No. 1) issued July 25, 1958, to Highway 56 Transit Lines, Inc., Albert Lea, Minn., authorizing the transportation, over irregular routes, of passengers and their baggage, in round-trip charter operations, beginning and ending at Austin and West Concord, Minn., and extending to points in Iowa, Illinois, Wisconsin, Nebraska, South Dakota, Missouri, Colorado, and North Dakota. Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402, attorney for applicants.

No. MC-FC-70466. By order of May 22, 1968, the Transfer Board approved the transfer to James S. Edgell, Centuria, Wis., of certificate in No. MC-27677, issued October 17, 1951, to Gale Hayes, Centuria, Wis., authorizing the transportation of: livestock, agricultural commodities, feed, flour, farm and road building machinery, metal culverts, and general commodities, with the usual exceptions, from, to, or between specified points in Minnesota and Wisconsin. A. R. Fowler, 2288 University Avenue, St. Paul, Minnesota 55114, representing applicants.

No. MC-FC-70468. By order of May 28, 1968, the Transfer Board approved the transfer to Wellesley Trucking, Inc.,

Wellesley, Mass., of that portion of the operating rights in certificate No. MC-48017, issued June 27, 1950, to Bonded Trucking & Rigging, Inc., Lowell, Mass., covering the transportation of such commodities as require special equipment by reason of size or weight, between points in a specified part of Massachusetts, on the one hand, and, on the other, points in Rhode Island, Connecticut, and parts of New York, New Hampshire, and Vermont. William H. Sullivan, 22 Shattuck Street, Lowell, Mass. 01852, attorney for transferor and John F. Curley, 33 Broad Street, Boston, Mass. 02109, attorney for transferee.

No. MC-FC-70469. By order of May 22, 1968, the Transfer Board approved the transfer to Union Street Railway Co., New Bedford, Mass.; of certificates in Nos. MC-72349 and MC-72349 (Sub-No. 1), MC-72349 (Sub-No. 4), MC-72349 (Sub-No. 6), MC-72349 (Sub-No. 16), MC-72349 (Sub-No. 22), MC-72349 (Sub-No. 23), MC-72349 (Sub-No. 25), and MC-72349 (Sub-No. 26), issued April 13, 1966, August 5, 1947, October 29, 1947, October 9, 1947, October 10, 1955, March 17, 1967, January 7, 1966, June 29, 1965, and April 21, 1966, respectively, to Eastern Massachusetts Street Railway Co., Boston, Mass., authorizing the transportation of: Passengers, from, to, or between various points in Massachusetts, Rhode Island, and New Hampshire, and, certain special round trip sight-seeing and pleasure tours. Neal Holland, 225 Franklin Street, Boston, Massachusetts 02110, attorney for applicants.

No. MC-FC-70472. By order of May 22, 1968, the Transfer Board approved the transfer to Frank Ferraro Trucking Co., Inc., Saddle Brook, N.J., of the operating rights in certificate No. MC-55556, issued April 13, 1955, to Frank Ferraro, doing business as Frank Ferraro Trucking Co., Paterson, N.J., authorizing the transportation of: *Poultry, eggs, dairy products, packinghouse products, and such merchandise as is dealt in by wholesale, retail, and chain grocers*, between Paterson and Passaic, N.J., on the one hand, and, on the other, New York, N.Y. John

M. Zachara, Post Office Box Z, Paterson, N.J. 07509, registered Practitioner.

No. MC-FC-70483. By order of May 22, 1968, the Transfer Board approved the transfer to David Brown, doing business as Tuttle Truck Line, Shawnee, Okla., of the operating rights in certificate No. MC-127983 issued December 1, 1966, to Joe Coley, doing business as Tuttle Truck Line, Minco, Okla., authorizing the transportation of general commodities, except those which because of size or weight require the use of special equipment, over a regular route between Oklahoma City, Okla., and Blanchard, Okla., serving all intermediate points, and serving the off-route point of Tuttle, Okla., as follows: From Oklahoma City over Oklahoma Highway 152 to Union City, Okla., thence over unnumbered highway to Amber, Okla., thence over Oklahoma Highway 92 to junction U.S. Highway 62, thence over U.S. Highway 62 to junction U.S. Highway 277, and thence over U.S. Highway 277 to Blanchard, Okla., and return over the same route. Rufus H. Lawson, 106 Bixler Building, Post Office Box 75124, Oklahoma City, Okla. 73107, attorney for applicants.

No. MC-FC-70508. By order of May 22, 1968, the Transfer Board approved the transfer to Alleen Green and Loretta Jo Braden, McLeansboro, Ill., of certificate of registration No. MC-98110 (Sub-No. 1) issued November 4, 1963, to Dempsey Green, McLeansboro, Ill., evidencing a right to engage in interstate or foreign commerce as follows: *Furneral supplies, eggs, household goods, and commodities general within a 50-mile radius of 318 Heard Avenue, McLeansboro, Ill., and to transport such property to or from any point outside of such authorized area of operation for a shipper or shippers within such area.* Frank Bonan, McLeansboro, Ill. 62859, attorney for applicants.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-6682; Filed, June 5, 1968;  
8:49 a.m.]



## CUMULATIVE LIST OF PARTS AFFECTED—JUNE

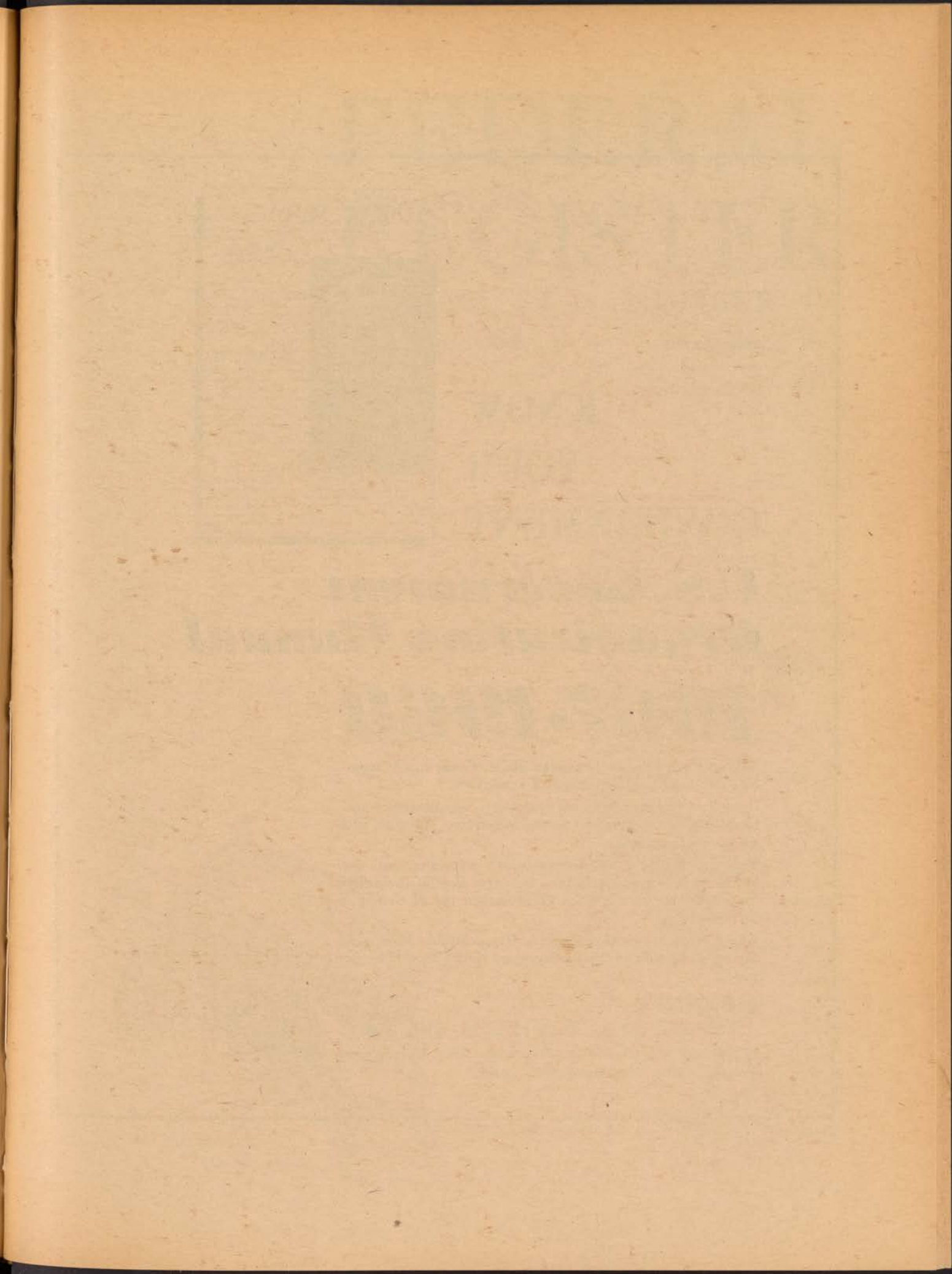
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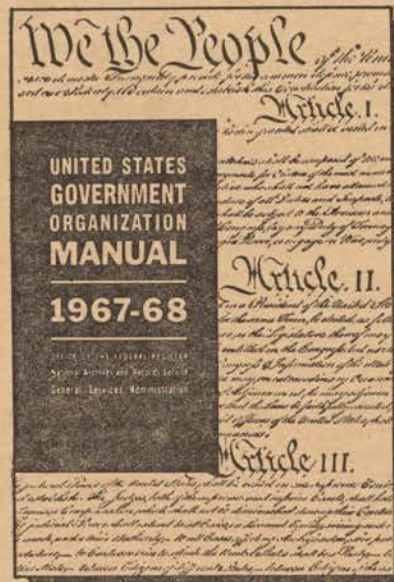




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